



**Iowa General Assembly**  
**Daily Bills, Amendments and Study Bills**  
**March 14, 2013**

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Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 14, 2013

House Joint Resolution 2

H-1086

- 1 Amend House Joint Resolution 2 as follows:  
2 1. Page 3, line 1, after <relief> by inserting  
3 <through personal income tax reduction, homeowner  
4 property tax reduction, sales tax reduction, or  
5 expansion of elder services>

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OLDSON of Polk



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 14, 2013

House Joint Resolution 2

H-1087

- 1 Amend House Joint Resolution 2 as follows:  
2 1. Page 3, line 7, after <assembly.> by inserting  
3 <However, the requirement of approval by at least a  
4 three-fifths vote does not apply to a bill providing  
5 solely for property tax relief.>

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JACOBY of Johnson



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 14, 2013

House Joint Resolution 2

H-1088

- 1 Amend House Joint Resolution 2 as follows:  
2 1. Page 4, by striking lines 14 through 17 and  
3 inserting <state sales and use taxes shall require the  
4 affirmative votes of at>

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JACOBY of Johnson



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 14, 2013

House Joint Resolution 2

H-1089

- 1 Amend House Joint Resolution 2 as follows:  
2 1. Page 4, line 26, after <passage> by inserting  
3 <unless the bill also repeals or amends an existing  
4 tax or taxes resulting in a revenue neutral net fiscal  
5 impact for the bill>

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JACOBY of Johnson



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 14, 2013

House Joint Resolution 2

H-1090

- 1 Amend House Joint Resolution 2 as follows:  
2 1. Page 4, line 35, after <2.> by inserting  
3 <Sections 1 and 2 are not applicable to a bill with  
4 provisions enacting, amending, or repealing the state  
5 income tax, a bill with provisions enacting, amending,  
6 or repealing the state sales and use taxes, or a bill  
7 with provisions establishing a new state tax if the  
8 revenue from such a state tax provision is to be used  
9 for purposes of addressing flood damage.>

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STECKMAN of Cerro Gordo



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 14, 2013

House Joint Resolution 2

H-1091

- 1 Amend House Joint Resolution 2 as follows:
- 2 1. Page 3, line 1, after <relief> by inserting
- 3 <through personal income tax reduction, homeowner
- 4 property tax reduction, sales tax reduction, or
- 5 expansion of access to high-quality schools>

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WINCKLER of Scott





Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 14, 2013

House Joint Resolution 2

H-1092

- 1 Amend House Joint Resolution 2 as follows:  
2 1. Page 3, line 1, after <relief> by inserting  
3 <through personal income tax reduction, homeowner  
4 property tax reduction, sales tax reduction, or  
5 improvement of the health of the citizens of Iowa>

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M. SMITH of Marshall



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 14, 2013

House File 392

H-1093

- 1 Amend House File 392 as follows:
- 2 1. Page 2, by striking lines 8 through 18.
- 3 2. By renumbering as necessary.

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FRY of Clarke



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 14, 2013

House Joint Resolution 2

H-1094

- 1 Amend House Joint Resolution 2 as follows:  
2 1. Page 3, line 1, after <relief> by inserting  
3 <through personal income tax reduction, homeowner  
4 property tax reduction, sales tax reduction, or public  
5 safety enhancement, including expanded community-based  
6 services>

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HALL of Woodbury

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T. TAYLOR of Linn



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 14, 2013

House Joint Resolution 2

H-1095

1 Amend the amendment, H-1074, to House Joint  
2 Resolution 2 as follows:  
3 1. Page 1, by striking lines 1 through 36 and  
4 inserting:  
5 <Amend House Joint Resolution 2 as follows:  
6 \_\_\_\_\_. By striking everything after the resolving  
7 clause and inserting:  
8 <Section 1. The following amendment to the  
9 Constitution of the State of Iowa is proposed:  
10 The Constitution of the State of Iowa is amended by  
11 adding the following new section to new Article XIII:  
12 ARTICLE XIII.  
13 TAXPAYERS TRUST FUND  
14 **Taxpayers trust fund. SECTION 1.**  
15 1. A taxpayers trust fund is created within the  
16 treasury to provide tax relief. The maximum balance  
17 of the trust fund shall be established by statute but  
18 shall not be more than one percent of the state's  
19 annual net general revenue.  
20 2. Except for temporary cash flow purposes, moneys  
21 in the taxpayers trust fund shall only be used in  
22 accordance with appropriations or transfers made by  
23 the general assembly for purposes of providing tax  
24 relief and supporting economic growth through any of  
25 the following means:  
26 a. Personal income tax reduction.  
27 b. Homeowner property tax reduction.  
28 c. Sales tax reduction.  
29 d. Expansion of health care coverage of Iowans  
30 under the federal-state medical assistance program, as  
31 authorized under section 1902(a)(10)(A)(i)(VIII) of the  
32 federal Social Security Act.  
33 3. The general assembly shall enact laws to  
34 implement this section.  
35 Sec. 2. The foregoing proposed amendment to the  
36 Constitution of the State of Iowa is referred to the  
37 general assembly to be chosen at the next general  
38 election for members of the general assembly, and the  
39 Secretary of State is directed to cause the amendment  
40 to be published for three consecutive months previous  
41 to the date of that election as provided by law.>  
42 \_\_\_\_\_. Title page, by striking lines 1 through 5 and  
43 inserting <A Joint Resolution proposing an amendment to  
44 the Constitution of the State of Iowa relating to state  
45 budgeting by creating a taxpayers trust fund.>>

MURPHY of Dubuque

H1074.805 (1) 85

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Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 14, 2013

House Joint Resolution 2

H-1096

- 1 Amend House Joint Resolution 2 as follows:  
2 1. Page 3, line 1, after <relief> by inserting  
3 <through personal income tax reduction, homeowner  
4 property tax reduction, sales tax reduction, expansion  
5 of the number of citizens of Iowa who qualify for the  
6 earned income tax credit or its successor, or provision  
7 of aid to small businesses>

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RUNNING-MARQUARDT of Linn



**Iowa General Assembly**  
**Daily Bills, Amendments and Study Bills**  
**March 14, 2013**

House Joint Resolution 2

H-1097

1 Amend House Joint Resolution 2 as follows:  
2 1. Page 3, line 1, by striking <tax relief.> and  
3 inserting <funding to guarantee minimum judicial  
4 branch services and access to judicial branch services  
5 in each county. In the event that two-thirds of the  
6 members elected to each house of the general assembly  
7 vote to reject utilization of moneys in the trust fund  
8 for this purpose, moneys shall be used in accordance  
9 with appropriations or transfers made by the general  
10 assembly for the purposes of providing tax relief.>

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ISENHART of Dubuque



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 14, 2013

House Joint Resolution 2

H-1098

1 Amend the amendment, H-1074, to House Joint  
2 Resolution 2 as follows:  
3 1. Page 1, by striking lines 1 through 36 and  
4 inserting:  
5 <Amend House Joint Resolution 2 as follows:  
6 \_\_\_\_\_. By striking everything after the resolving  
7 clause and inserting:  
8 <Section 1. The following amendment to the  
9 Constitution of the State of Iowa is proposed:  
10 The Constitution of the State of Iowa is amended by  
11 adding the following new section to new Article XIII:  
12 ARTICLE XIII.  
13 TAXPAYERS TRUST FUND  
14 **Taxpayers trust fund. SECTION 1.**  
15 1. A taxpayers trust fund is created within the  
16 treasury to provide tax relief. The maximum balance  
17 of the trust fund shall be established by statute but  
18 shall not be more than one percent of the state's  
19 annual net general revenue.  
20 2. Except for temporary cash flow purposes, moneys  
21 in the taxpayers trust fund shall only be used in  
22 accordance with appropriations or transfers made by  
23 the general assembly for purposes of providing tax  
24 relief for any of the following purposes:  
25 a. Personal income tax reduction.  
26 b. Homeowner property tax reduction.  
27 c. Sales tax reduction.  
28 d. Quality job creation.  
29 3. The general assembly shall enact laws to  
30 implement this section.  
31 Sec. 2. The foregoing proposed amendment to the  
32 Constitution of the State of Iowa is referred to the  
33 general assembly to be chosen at the next general  
34 election for members of the general assembly, and the  
35 Secretary of State is directed to cause the amendment  
36 to be published for three consecutive months previous  
37 to the date of that election as provided by law.>  
38 \_\_\_\_\_. Title page, by striking lines 1 through 5 and  
39 inserting <A Joint Resolution proposing an amendment to  
40 the Constitution of the State of Iowa relating to state  
41 budgeting by creating a taxpayers trust fund.>>

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JACOBY of Johnson

H1074.797 (2) 85

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Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 14, 2013

House Joint Resolution 2

H-1099

1 Amend the amendment, H-1074, to House Joint  
2 Resolution 2 as follows:  
3 1. Page 1, by striking lines 1 through 36 and  
4 inserting:  
5 <Amend House Joint Resolution 2 as follows:  
6 \_\_\_\_\_. By striking everything after the resolving  
7 clause and inserting:  
8 <Section 1. The following amendment to the  
9 Constitution of the State of Iowa is proposed:  
10 The Constitution of the State of Iowa is amended by  
11 adding the following new section to new Article XIII:  
12 ARTICLE XIII.  
13 TAXPAYERS TRUST FUND  
14 **Taxpayers trust fund. SECTION 1.**  
15 1. A taxpayers trust fund is created within the  
16 treasury to provide tax relief. The maximum balance  
17 of the trust fund shall be established by statute but  
18 shall not be more than one percent of the state's  
19 annual net general revenue.  
20 2. Except for temporary cash flow purposes, moneys  
21 in the taxpayers trust fund shall only be used in  
22 accordance with appropriations or transfers made by the  
23 general assembly for purposes of providing tax relief  
24 for any of the following purposes:  
25 a. Personal income tax reduction.  
26 b. Homeowner property tax reduction.  
27 c. Sales tax reduction.  
28 d. Access to high-quality schools.  
29 3. The general assembly shall enact laws to  
30 implement this section.  
31 Sec. 2. The foregoing proposed amendment to the  
32 Constitution of the State of Iowa is referred to the  
33 general assembly to be chosen at the next general  
34 election for members of the general assembly, and the  
35 Secretary of State is directed to cause the amendment  
36 to be published for three consecutive months previous  
37 to the date of that election as provided by law.>  
38 \_\_\_\_\_. Title page, by striking lines 1 through 5 and  
39 inserting <A Joint Resolution proposing an amendment to  
40 the Constitution of the State of Iowa relating to state  
41 budgeting by creating a taxpayers trust fund.>>

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STECKMAN of Cerro Gordo

H1074.801 (1) 85

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Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 14, 2013

House Joint Resolution 2

H-1100

1 Amend the amendment, H-1074, to House Joint  
2 Resolution 2 as follows:  
3 1. Page 1, by striking lines 1 through 36 and  
4 inserting:  
5 <Amend House Joint Resolution 2 as follows:  
6 \_\_\_\_\_. By striking everything after the resolving  
7 clause and inserting:  
8 <Section 1. The following amendment to the  
9 Constitution of the State of Iowa is proposed:  
10 The Constitution of the State of Iowa is amended by  
11 adding the following new section to new Article XIII:  
12 ARTICLE XIII.  
13 TAXPAYERS TRUST FUND  
14 **Taxpayers trust fund. SECTION 1.**  
15 1. A taxpayers trust fund is created within the  
16 treasury to provide tax relief. The maximum balance  
17 of the trust fund shall be established by statute but  
18 shall not be more than one percent of the state's  
19 annual net general revenue.  
20 2. Except for temporary cash flow purposes, moneys  
21 in the taxpayers trust fund shall only be used in  
22 accordance with appropriations or transfers made by the  
23 general assembly for purposes of providing tax relief  
24 for any of the following purposes:  
25 a. Personal income tax reduction.  
26 b. Homeowner property tax reduction.  
27 c. Sales tax reduction.  
28 d. Citizens of Iowa who qualify for the earned  
29 income tax credit.  
30 e. Aid to small businesses.  
31 3. The general assembly shall enact laws to  
32 implement this section.  
33 Sec. 2. The foregoing proposed amendment to the  
34 Constitution of the State of Iowa is referred to the  
35 general assembly to be chosen at the next general  
36 election for members of the general assembly, and the  
37 Secretary of State is directed to cause the amendment  
38 to be published for three consecutive months previous  
39 to the date of that election as provided by law.>  
40 \_\_\_\_\_. Title page, by striking lines 1 through 5 and  
41 inserting <A Joint Resolution proposing an amendment to  
42 the Constitution of the State of Iowa relating to state  
43 budgeting by creating a taxpayers trust fund.>>

RUNNING-MARQUARDT of Linn

H1074.803 (1) 85

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Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 14, 2013

House Joint Resolution 2

H-1101

1 Amend the amendment, H-1074, to House Joint  
2 Resolution 2 as follows:  
3 1. Page 1, by striking lines 1 through 36 and  
4 inserting:  
5 <Amend House Joint Resolution 2 as follows:  
6 \_\_\_\_\_. By striking everything after the resolving  
7 clause and inserting:  
8 <Section 1. The following amendment to the  
9 Constitution of the State of Iowa is proposed:  
10 The Constitution of the State of Iowa is amended by  
11 adding the following new section to new Article XIII:  
12 ARTICLE XIII.  
13 TAXPAYERS TRUST FUND  
14 **Taxpayers trust fund. SECTION 1.**  
15 1. A taxpayers trust fund is created within the  
16 treasury to provide tax relief. The maximum balance  
17 of the trust fund shall be established by statute but  
18 shall not be more than one percent of the state's  
19 annual net general revenue.  
20 2. Except for temporary cash flow purposes, moneys  
21 in the taxpayers trust fund shall only be used in  
22 accordance with appropriations or transfers made by the  
23 general assembly for purposes of providing tax relief  
24 for any of the following purposes:  
25 a. Personal income tax reduction.  
26 b. Homeowner property tax reduction.  
27 c. Sales tax reduction.  
28 d. Expanding eligibility and the amounts of  
29 property tax credits and rent reimbursements for  
30 persons with low income who are elderly or disabled.  
31 3. The general assembly shall enact laws to  
32 implement this section.  
33 Sec. 2. The foregoing proposed amendment to the  
34 Constitution of the State of Iowa is referred to the  
35 general assembly to be chosen at the next general  
36 election for members of the general assembly, and the  
37 Secretary of State is directed to cause the amendment  
38 to be published for three consecutive months previous  
39 to the date of that election as provided by law.>  
40 \_\_\_\_\_. Title page, by striking lines 1 through 5 and  
41 inserting <A Joint Resolution proposing an amendment to  
42 the Constitution of the State of Iowa relating to state  
43 budgeting by creating a taxpayers trust fund.>>

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LENSING of Johnson

H1074.804 (2) 85

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Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 14, 2013

House Joint Resolution 2

H-1102

1 Amend the amendment, H-1074, to House Joint  
2 Resolution 2 as follows:  
3 1. Page 1, by striking lines 1 through 36 and  
4 inserting:  
5 <Amend House Joint Resolution 2 as follows:  
6 \_\_\_\_\_. By striking everything after the resolving  
7 clause and inserting:  
8 <Section 1. The following amendment to the  
9 Constitution of the State of Iowa is proposed:  
10 The Constitution of the State of Iowa is amended by  
11 adding the following new section to new Article XIII:  
12 ARTICLE XIII.  
13 TAXPAYERS TRUST FUND  
14 **Taxpayers trust fund. SECTION 1.**  
15 1. A taxpayers trust fund is created within the  
16 treasury to provide tax relief. The maximum balance  
17 of the trust fund shall be established by statute but  
18 shall not be more than one percent of the state's  
19 annual net general revenue.  
20 2. Except for temporary cash flow purposes, moneys  
21 in the taxpayers trust fund shall only be used in  
22 accordance with appropriations or transfers made by the  
23 general assembly for purposes of providing tax relief  
24 for any of the following purposes:  
25 a. Personal income tax reduction.  
26 b. Homeowner property tax reduction.  
27 c. Sales tax reduction.  
28 d. Veterans services.  
29 3. The general assembly shall enact laws to  
30 implement this section.  
31 Sec. 2. The foregoing proposed amendment to the  
32 Constitution of the State of Iowa is referred to the  
33 general assembly to be chosen at the next general  
34 election for members of the general assembly, and the  
35 Secretary of State is directed to cause the amendment  
36 to be published for three consecutive months previous  
37 to the date of that election as provided by law.>  
38 \_\_\_\_\_. Title page, by striking lines 1 through 5 and  
39 inserting <A Joint Resolution proposing an amendment to  
40 the Constitution of the State of Iowa relating to state  
41 budgeting by creating a taxpayers trust fund.>>

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M. SMITH of Marshall

H1074.799 (2) 85

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Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 14, 2013

House Joint Resolution 2

H-1103

1 Amend the amendment, H-1074, to House Joint  
2 Resolution 2 as follows:  
3 1. Page 1, by striking lines 1 through 36 and  
4 inserting:  
5 <Amend House Joint Resolution 2 as follows:  
6 \_\_\_\_\_. By striking everything after the resolving  
7 clause and inserting:  
8 <Section 1. The following amendment to the  
9 Constitution of the State of Iowa is proposed:  
10 The Constitution of the State of Iowa is amended by  
11 adding the following new section to new Article XIII:  
12 ARTICLE XIII.  
13 TAXPAYERS TRUST FUND  
14 **Taxpayers trust fund. SECTION 1.**  
15 1. A taxpayers trust fund is created within the  
16 treasury to provide tax relief. The maximum balance  
17 of the trust fund shall be established by statute but  
18 shall not be more than one percent of the state's  
19 annual net general revenue.  
20 2. Except for temporary cash flow purposes, moneys  
21 in the taxpayers trust fund shall only be used in  
22 accordance with appropriations or transfers made by the  
23 general assembly to provide tax relief for any of the  
24 following purposes:  
25 a. Personal income tax reduction.  
26 b. Homeowner property tax reduction.  
27 c. Sales tax reduction.  
28 d. Equalization and reduction of rates, through  
29 distribution of state funding, for the additional  
30 property tax levied by school districts that is above  
31 and beyond the funds received by school districts  
32 through the uniform foundation property tax levy and  
33 state foundation aid.  
34 3. The general assembly shall enact laws to  
35 implement this section.  
36 Sec. 2. The foregoing proposed amendment to the  
37 Constitution of the State of Iowa is referred to the  
38 general assembly to be chosen at the next general  
39 election for members of the general assembly, and the  
40 Secretary of State is directed to cause the amendment  
41 to be published for three consecutive months previous  
42 to the date of that election as provided by law.>  
43 \_\_\_\_\_. Title page, by striking lines 1 through 5 and  
44 inserting <A Joint Resolution proposing an amendment to  
45 the Constitution of the State of Iowa relating to state  
46 budgeting by creating a taxpayers trust fund.>>

HALL of Woodbury

H1074.809 (2) 85

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Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
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House Joint Resolution 2

H-1104

1 Amend the amendment, H-1074, to House Joint  
2 Resolution 2 as follows:  
3 1. Page 1, by striking lines 1 through 36 and  
4 inserting:  
5 <Amend House Joint Resolution 2 as follows:  
6 \_\_\_\_\_. By striking everything after the resolving  
7 clause and inserting:  
8 <Section 1. The following amendment to the  
9 Constitution of the State of Iowa is proposed:  
10 The Constitution of the State of Iowa is amended by  
11 adding the following new section to new Article XIII:  
12 ARTICLE XIII.  
13 TAXPAYERS TRUST FUND  
14 **Taxpayers trust fund. SECTION 1.**  
15 1. A taxpayers trust fund is created within the  
16 treasury to provide tax relief. The maximum balance  
17 of the trust fund shall be established by statute but  
18 shall not be more than one percent of the state's  
19 annual net general revenue.  
20 2. Except for temporary cash flow purposes, moneys  
21 in the taxpayers trust fund shall only be used in  
22 accordance with appropriations or transfers made by the  
23 general assembly for purposes of providing tax relief  
24 through any of the following means:  
25 a. Personal income tax reduction.  
26 b. Homeowner property tax reduction.  
27 c. Sales tax reduction.  
28 d. Provision of incentives to encourage businesses  
29 to create additional high-quality jobs.  
30 3. The general assembly shall enact laws to  
31 implement this section.  
32 Sec. 2. The foregoing proposed amendment to the  
33 Constitution of the State of Iowa is referred to the  
34 general assembly to be chosen at the next general  
35 election for members of the general assembly, and the  
36 Secretary of State is directed to cause the amendment  
37 to be published for three consecutive months previous  
38 to the date of that election as provided by law.>  
39 \_\_\_\_\_. Title page, by striking lines 1 through 5 and  
40 inserting <A Joint Resolution proposing an amendment to  
41 the Constitution of the State of Iowa relating to state  
42 budgeting by creating a taxpayers trust fund.>>

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MURPHY of Dubuque

H1074.807 (1) 85

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Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
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House Joint Resolution 2

H-1105

1 Amend the amendment, H-1074, to House Joint  
2 Resolution 2 as follows:  
3 1. Page 1, by striking lines 1 through 36 and  
4 inserting:  
5 <Amend House Joint Resolution 2 as follows:  
6 \_\_\_\_\_. By striking everything after the resolving  
7 clause and inserting:  
8 <Section 1. The following amendment to the  
9 Constitution of the State of Iowa is proposed:  
10 The Constitution of the State of Iowa is amended by  
11 adding the following new section to new Article XIII:  
12 ARTICLE XIII.  
13 TAXPAYERS TRUST FUND  
14 **Taxpayers trust fund. SECTION 1.**  
15 1. A taxpayers trust fund is created within the  
16 treasury to provide tax relief. The maximum balance  
17 of the trust fund shall be established by statute but  
18 shall not be more than one percent of the state's  
19 annual net general revenue.  
20 2. Except for temporary cash flow purposes, moneys  
21 in the taxpayers trust fund shall only be used in  
22 accordance with appropriations or transfers made by the  
23 general assembly for purposes of providing tax relief  
24 for any of the following purposes:  
25 a. Personal income tax reduction.  
26 b. Homeowner property tax reduction.  
27 c. Sales tax reduction.  
28 d. Providing funding for the natural resources and  
29 outdoor recreation trust fund.  
30 3. The general assembly shall enact laws to  
31 implement this section.  
32 Sec. 2. The foregoing proposed amendment to the  
33 Constitution of the State of Iowa is referred to the  
34 general assembly to be chosen at the next general  
35 election for members of the general assembly, and the  
36 Secretary of State is directed to cause the amendment  
37 to be published for three consecutive months previous  
38 to the date of that election as provided by law.>  
39 \_\_\_\_\_. Title page, by striking lines 1 through 5 and  
40 inserting <A Joint Resolution proposing an amendment to  
41 the Constitution of the State of Iowa relating to state  
42 budgeting by creating a taxpayers trust fund.>>

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ISENHART of Dubuque

H1074.795 (3) 85

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Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 14, 2013

House Joint Resolution 2

H-1106

1 Amend the amendment, H-1074, to House Joint  
2 Resolution 2 as follows:  
3 1. Page 1, by striking lines 1 through 36 and  
4 inserting:  
5 <Amend House Joint Resolution 2 as follows:  
6 \_\_\_\_\_. By striking everything after the resolving  
7 clause and inserting:  
8 <Section 1. The following amendment to the  
9 Constitution of the State of Iowa is proposed:  
10 The Constitution of the State of Iowa is amended by  
11 adding the following new section to new Article XIII:  
12 ARTICLE XIII.  
13 TAXPAYERS TRUST FUND  
14 **Taxpayers trust fund. SECTION 1.**  
15 1. A taxpayers trust fund is created within the  
16 treasury to provide tax relief. The maximum balance  
17 of the trust fund shall be established by statute but  
18 shall not be more than one percent of the state's  
19 annual net general revenue.  
20 2. Except for temporary cash flow purposes, moneys  
21 in the taxpayers trust fund shall only be used in  
22 accordance with appropriations or transfers made by the  
23 general assembly for purposes of providing tax relief  
24 for any of the following purposes:  
25 a. Personal income tax reduction.  
26 b. Homeowner property tax reduction.  
27 c. Sales tax reduction.  
28 d. Commercial and industrial property tax  
29 reduction.  
30 3. The general assembly shall enact laws to  
31 implement this section.  
32 Sec. 2. The foregoing proposed amendment to the  
33 Constitution of the State of Iowa is referred to the  
34 general assembly to be chosen at the next general  
35 election for members of the general assembly, and the  
36 Secretary of State is directed to cause the amendment  
37 to be published for three consecutive months previous  
38 to the date of that election as provided by law.>  
39 \_\_\_\_\_. Title page, by striking lines 1 through 5 and  
40 inserting <A Joint Resolution proposing an amendment to  
41 the Constitution of the State of Iowa relating to state  
42 budgeting by creating a taxpayers trust fund.>>

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MURPHY of Dubuque

H1074.806 (1) 85

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Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 14, 2013

House Joint Resolution 2

H-1107

1 Amend the amendment, H-1074, to House Joint  
2 Resolution 2 as follows:  
3 1. Page 1, by striking lines 1 through 36 and  
4 inserting:  
5 <Amend House Joint Resolution 2 as follows:  
6 \_\_\_\_\_. By striking everything after the resolving  
7 clause and inserting:  
8 <Section 1. The following amendment to the  
9 Constitution of the State of Iowa is proposed:  
10 The Constitution of the State of Iowa is amended by  
11 adding the following new section to new Article XIII:  
12 ARTICLE XIII.  
13 TAXPAYERS TRUST FUND  
14 **Taxpayers trust fund. SECTION 1.**  
15 1. A taxpayers trust fund is created within the  
16 treasury to provide tax relief. The maximum balance  
17 of the trust fund shall be established by statute but  
18 shall not be more than one percent of the state's  
19 annual net general revenue.  
20 2. Except for temporary cash flow purposes, moneys  
21 in the taxpayers trust fund shall only be used in  
22 accordance with appropriations or transfers made by the  
23 general assembly for purposes of providing tax relief  
24 for any of the following purposes:  
25 a. Personal income tax reduction.  
26 b. Homeowner property tax reduction.  
27 c. Sales tax reduction.  
28 d. Improving the health of the citizens of Iowa.  
29 3. The general assembly shall enact laws to  
30 implement this section.  
31 Sec. 2. The foregoing proposed amendment to the  
32 Constitution of the State of Iowa is referred to the  
33 general assembly to be chosen at the next general  
34 election for members of the general assembly, and the  
35 Secretary of State is directed to cause the amendment  
36 to be published for three consecutive months previous  
37 to the date of that election as provided by law.>  
38 \_\_\_\_\_. Title page, by striking lines 1 through 5 and  
39 inserting <A Joint Resolution proposing an amendment to  
40 the Constitution of the State of Iowa relating to state  
41 budgeting by creating a taxpayers trust fund.>>

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M. SMITH of Marshall

H1074.819 (1) 85

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jp/sc

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Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 14, 2013

House Joint Resolution 2

H-1108

1 Amend the amendment, H-1074, to House Joint  
2 Resolution 2 as follows:  
3 1. Page 1, by striking lines 1 through 36 and  
4 inserting:  
5 <Amend House Joint Resolution 2 as follows:  
6 \_\_\_\_\_. By striking everything after the resolving  
7 clause and inserting:  
8 <Section 1. The following amendment to the  
9 Constitution of the State of Iowa is proposed:  
10 The Constitution of the State of Iowa is amended by  
11 adding the following new section to new Article XIII:  
12 ARTICLE XIII.  
13 TAXPAYERS TRUST FUND  
14 **Taxpayers trust fund. SECTION 1.**  
15 1. A taxpayers trust fund is created within the  
16 treasury to provide tax relief. The maximum balance  
17 of the trust fund shall be established by statute but  
18 shall not be more than one percent of the state's  
19 annual net general revenue.  
20 2. Except for temporary cash flow purposes, moneys  
21 in the taxpayers trust fund shall only be used in  
22 accordance with appropriations or transfers made by  
23 the general assembly for purposes of providing tax  
24 relief and protection of public safety for any of the  
25 following purposes:  
26 a. Personal income tax reduction.  
27 b. Homeowner property tax reduction.  
28 c. Sales tax reduction.  
29 d. Expansion of prison space used to confine sex  
30 offenders.  
31 3. The general assembly shall enact laws to  
32 implement this section.  
33 Sec. 2. The foregoing proposed amendment to the  
34 Constitution of the State of Iowa is referred to the  
35 general assembly to be chosen at the next general  
36 election for members of the general assembly, and the  
37 Secretary of State is directed to cause the amendment  
38 to be published for three consecutive months previous  
39 to the date of that election as provided by law.>  
40 \_\_\_\_\_. Title page, by striking lines 1 through 5 and  
41 inserting <A Joint Resolution proposing an amendment to  
42 the Constitution of the State of Iowa relating to state  
43 budgeting by creating a taxpayers trust fund.>>

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MURPHY of Dubuque

H1074.808 (1) 85

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Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 14, 2013

House Joint Resolution 2

H-1109

1 Amend the amendment, H-1074, to House Joint  
2 Resolution 2 as follows:  
3 1. Page 1, by striking lines 1 through 36 and  
4 inserting:  
5 <Amend House Joint Resolution 2 as follows:  
6 \_\_\_\_\_. By striking everything after the resolving  
7 clause and inserting:  
8 <Section 1. The following amendment to the  
9 Constitution of the State of Iowa is proposed:  
10 The Constitution of the State of Iowa is amended by  
11 adding the following new section to new Article XIII:  
12 ARTICLE XIII.  
13 TAXPAYERS TRUST FUND  
14 **Taxpayers trust fund. SECTION 1.**  
15 1. A taxpayers trust fund is created within the  
16 treasury to provide tax relief. The maximum balance  
17 of the trust fund shall be established by statute but  
18 shall not be more than one percent of the state's  
19 annual net general revenue.  
20 2. Except for temporary cash flow purposes, moneys  
21 in the taxpayers trust fund shall only be used in  
22 accordance with appropriations or transfers made by the  
23 general assembly for purposes of providing tax relief  
24 for any of the following purposes:  
25 a. Personal income tax reduction.  
26 b. Homeowner property tax reduction.  
27 c. Sales tax reduction.  
28 d. Addressing natural disasters.  
29 3. The general assembly shall enact laws to  
30 implement this section.  
31 Sec. 2. The foregoing proposed amendment to the  
32 Constitution of the State of Iowa is referred to the  
33 general assembly to be chosen at the next general  
34 election for members of the general assembly, and the  
35 Secretary of State is directed to cause the amendment  
36 to be published for three consecutive months previous  
37 to the date of that election as provided by law.>  
38 \_\_\_\_\_. Title page, by striking lines 1 through 5 and  
39 inserting <A Joint Resolution proposing an amendment to  
40 the Constitution of the State of Iowa relating to state  
41 budgeting by creating a taxpayers trust fund.>>

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T. OLSON of Linn

H1074.802 (1) 85

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Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
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House Joint Resolution 2

H-1110

1 Amend the amendment, H-1074, to House Joint  
2 Resolution 2 as follows:  
3 1. Page 1, by striking lines 1 through 36 and  
4 inserting:  
5 <Amend House Joint Resolution 2 as follows:  
6 \_\_\_\_\_. By striking everything after the resolving  
7 clause and inserting:  
8 <Section 1. The following amendment to the  
9 Constitution of the State of Iowa is proposed:  
10 The Constitution of the State of Iowa is amended by  
11 adding the following new section to new Article XIII:  
12 ARTICLE XIII.  
13 TAXPAYERS TRUST FUND  
14 **Taxpayers trust fund. SECTION 1.**  
15 1. A taxpayers trust fund is created within the  
16 treasury to provide tax relief. The maximum balance  
17 of the trust fund shall be established by statute but  
18 shall not be more than one percent of the state's  
19 annual net general revenue.  
20 2. Except for temporary cash flow purposes, moneys  
21 in the taxpayers trust fund shall only be used in  
22 accordance with appropriations or transfers made by the  
23 general assembly for purposes of providing tax relief  
24 for any of the following purposes:  
25 a. Personal income tax reduction.  
26 b. Homeowner property tax reduction.  
27 c. Sales tax reduction.  
28 d. Elder services.  
29 3. The general assembly shall enact laws to  
30 implement this section.  
31 Sec. 2. The foregoing proposed amendment to the  
32 Constitution of the State of Iowa is referred to the  
33 general assembly to be chosen at the next general  
34 election for members of the general assembly, and the  
35 Secretary of State is directed to cause the amendment  
36 to be published for three consecutive months previous  
37 to the date of that election as provided by law.>  
38 \_\_\_\_\_. Title page, by striking lines 1 through 5 and  
39 inserting <A Joint Resolution proposing an amendment to  
40 the Constitution of the State of Iowa relating to state  
41 budgeting by creating a taxpayers trust fund.>>

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OLDSON of Polk

H1074.800 (1) 85

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Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
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House Joint Resolution 2

H-1111

1 Amend the amendment, H-1074, to House Joint  
2 Resolution 2 as follows:  
3 1. Page 1, by striking lines 1 through 36 and  
4 inserting:  
5 <Amend House Joint Resolution 2 as follows:  
6 \_\_\_\_\_. By striking everything after the resolving  
7 clause and inserting:  
8 <Section 1. The following amendment to the  
9 Constitution of the State of Iowa is proposed:  
10 The Constitution of the State of Iowa is amended by  
11 adding the following new section to new Article XIII:  
12 ARTICLE XIII.  
13 TAXPAYERS TRUST FUND  
14 **Taxpayers trust fund. SECTION 1.**  
15 1. A taxpayers trust fund is created within the  
16 treasury to provide tax relief. The maximum balance  
17 of the trust fund shall be established by statute but  
18 shall not be more than one percent of the state's  
19 annual net general revenue.  
20 2. Except for temporary cash flow purposes, moneys  
21 in the taxpayers trust fund shall only be used in  
22 accordance with appropriations or transfers made by the  
23 general assembly for purposes of providing tax relief  
24 for any of the following purposes:  
25 a. Personal income tax reduction.  
26 b. Homeowner property tax reduction.  
27 c. Sales tax reduction.  
28 d. Addressing flood damage.  
29 3. The general assembly shall enact laws to  
30 implement this section.  
31 Sec. 2. The foregoing proposed amendment to the  
32 Constitution of the State of Iowa is referred to the  
33 general assembly to be chosen at the next general  
34 election for members of the general assembly, and the  
35 Secretary of State is directed to cause the amendment  
36 to be published for three consecutive months previous  
37 to the date of that election as provided by law.>  
38 \_\_\_\_\_. Title page, by striking lines 1 through 5 and  
39 inserting <A Joint Resolution proposing an amendment to  
40 the Constitution of the State of Iowa relating to state  
41 budgeting by creating a taxpayers trust fund.>>

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STECKMAN of Cerro Gordo

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RUNNING-MARQUARDT of Linn

H1074.794 (2) 85

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Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
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House Joint Resolution 2

H-1112

1 Amend the amendment, H-1074, to House Joint  
2 Resolution 2 as follows:  
3 1. Page 1, by striking lines 1 through 36 and  
4 inserting:  
5 <Amend House Joint Resolution 2 as follows:  
6 \_\_\_\_\_. By striking everything after the resolving  
7 clause and inserting:  
8 <Section 1. The following amendment to the  
9 Constitution of the State of Iowa is proposed:  
10 The Constitution of the State of Iowa is amended by  
11 adding the following new section to new Article XIII:  
12 ARTICLE XIII.  
13 TAXPAYERS TRUST FUND  
14 **Taxpayers trust fund. SECTION 1.**  
15 1. A taxpayers trust fund is created within the  
16 treasury to provide tax relief. The maximum balance  
17 of the trust fund shall be established by statute but  
18 shall not be more than one percent of the state's  
19 annual net general revenue.  
20 2. Except for temporary cash flow purposes, moneys  
21 in the taxpayers trust fund shall only be used in  
22 accordance with appropriations or transfers made by the  
23 general assembly for purposes of providing tax relief  
24 for any of the following purposes:  
25 a. Personal income tax reduction.  
26 b. Homeowner property tax reduction.  
27 c. Sales tax reduction.  
28 d. Student tuition to build a skilled workforce.  
29 3. The general assembly shall enact laws to  
30 implement this section.  
31 Sec. 2. The foregoing proposed amendment to the  
32 Constitution of the State of Iowa is referred to the  
33 general assembly to be chosen at the next general  
34 election for members of the general assembly, and the  
35 Secretary of State is directed to cause the amendment  
36 to be published for three consecutive months previous  
37 to the date of that election as provided by law.>  
38 \_\_\_\_\_. Title page, by striking lines 1 through 5 and  
39 inserting <A Joint Resolution proposing an amendment to  
40 the Constitution of the State of Iowa relating to state  
41 budgeting by creating a taxpayers trust fund.>>

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RUNNING-MARQUARDT of Linn

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STECKMAN of Cerro Gordo

H1074.798 (1) 85

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Iowa General Assembly  
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House Joint Resolution 2

H-1113

1 Amend the amendment, H-1074, to House Joint  
2 Resolution 2 as follows:  
3 1. Page 1, by striking lines 1 through 36 and  
4 inserting:  
5 <Amend House Joint Resolution 2 as follows:  
6 \_\_\_\_\_. By striking everything after the resolving  
7 clause and inserting:  
8 <Section 1. The following amendment to the  
9 Constitution of the State of Iowa is proposed:  
10 The Constitution of the State of Iowa is amended by  
11 adding the following new section to new Article XIII:  
12 ARTICLE XIII.  
13 TAXPAYERS TRUST FUND  
14 **Taxpayers trust fund. SECTION 1.**  
15 1. A taxpayers trust fund is created within the  
16 treasury to provide tax relief. The maximum balance  
17 of the trust fund shall be established by statute but  
18 shall not be more than one percent of the state's  
19 annual net general revenue.  
20 2. Except for temporary cash flow purposes, moneys  
21 in the taxpayers trust fund shall only be used in  
22 accordance with appropriations or transfers made by the  
23 general assembly for purposes of providing tax relief  
24 for any of the following purposes:  
25 a. Personal income tax reduction.  
26 b. Homeowner property tax reduction.  
27 c. Sales tax reduction.  
28 d. Guaranteed minimum judicial branch services and  
29 access to judicial branch services in each county.  
30 3. The general assembly shall enact laws to  
31 implement this section.  
32 Sec. 2. The foregoing proposed amendment to the  
33 Constitution of the State of Iowa is referred to the  
34 general assembly to be chosen at the next general  
35 election for members of the general assembly, and the  
36 Secretary of State is directed to cause the amendment  
37 to be published for three consecutive months previous  
38 to the date of that election as provided by law.>  
39 \_\_\_\_\_. Title page, by striking lines 1 through 5 and  
40 inserting <A Joint Resolution proposing an amendment to  
41 the Constitution of the State of Iowa relating to state  
42 budgeting by creating a taxpayers trust fund.>>

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ISENHART of Dubuque

H1074.796 (1) 85

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Iowa General Assembly  
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March 14, 2013

House Joint Resolution 2

H-1114

1 Amend House Joint Resolution 2 as follows:  
2 1. Page 3, line 1, by striking <tax relief.> and  
3 inserting <flood disaster prevention, mitigation, and  
4 relief. In the event that two-thirds of the members  
5 elected to each house of the general assembly vote  
6 to reject utilization of moneys in the trust fund  
7 for this purpose, moneys shall be used in accordance  
8 with appropriations or transfers made by the general  
9 assembly for the purposes of providing tax relief.>

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ISENHART of Dubuque



Iowa General Assembly  
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House File 392

H-1115

1 Amend House File 392 as follows:

2 1. Page 2, by striking line 7 and inserting:

3 <Sec. \_\_\_\_\_. Section 126.25, Code 2013, is amended by  
4 striking the section and inserting in lieu thereof the  
5 following:

6 **126.25 Human immunodeficiency virus home testing**  
7 **kits — sales restrictions — penalties.**

8 1. A home testing kit for human immunodeficiency  
9 virus antibody or antigen testing shall not be sold in  
10 this state unless the sale complies with all of the  
11 following requirements:

12 a. The home testing kit is sold by a licensed  
13 pharmacy, and a pharmacist or pharmacy technician as  
14 defined in section 155A.3 provides for the sale of the  
15 home testing kit from a locked cabinet or from behind a  
16 sales counter which is not accessible to the public.

17 b. A pharmacist or pharmacy technician consults  
18 with the consumer prior to the sale and the  
19 consultation includes informing the consumer of the  
20 need to seek in-person follow-up with a health care  
21 provider to obtain confirmation of and additional  
22 information regarding any test results.

23 2. The Iowa department of public health, in  
24 consultation with the board, shall adopt rules to  
25 establish what constitutes a home testing kit for the  
26 purposes of this section.

27 3. The board may seek injunctive relief pursuant to  
28 section 126.4 restraining any person from violating the  
29 provisions of this section. In addition, a pharmacy,  
30 pharmacist, or pharmacy technician who violates this  
31 section is subject to discipline pursuant to section  
32 155A.12 or 155A.15, as applicable.>

33 2. Title page, line 2, after <health> by inserting  
34 <and providing penalties>

35 3. By renumbering as necessary.

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LUNDBY of Linn

HF392.860 (1) 85

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Iowa General Assembly  
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House File 520

H-1116

1 Amend House File 520 as follows:

2 1. Page 6, after line 16 by inserting:

3 <Sec. \_\_\_\_\_. Section 53.2, subsection 2, Code 2013,  
4 is amended by adding the following new paragraph:

5 NEW PARAGRAPH. d. Absentee ballot applications  
6 shall include the following questions in substantially  
7 the following form:

8 RESIDENT OR PATIENT IN A HEALTH CARE FACILITY OR  
9 HOSPITAL

10 1. Are you a resident or patient in a health care  
11 facility or hospital?

12 ☐ Yes

13 ☐ No

14 2. If yes, how would you like your absentee  
15 ballot delivered?

16 ☐ I request delivery and assistance from two special  
17 precinct election officers.

18 ☐ I request delivery by mail.>

19 2. Page 6, after line 35 by inserting:

20 <Sec. \_\_\_\_\_. Section 53.8, subsection 3, paragraph b,  
21 Code 2013, is amended to read as follows:

22 b. (1) If the application is received more  
23 than five days before the ballots are printed and  
24 the commissioner has elected to have the ballots  
25 personally delivered during the ten-day period after  
26 the ballots are printed, the commissioner shall mail  
27 to the applicant, if the applicant has not requested  
28 that the absentee ballot be delivered by mail pursuant  
29 to section 53.22, subsection 1, paragraph "a",  
30 subparagraph (1A), within twenty-four hours a letter in  
31 substantially the following form:

32 Your application for an absentee ballot for the  
33 election to be held on ..... has been received.  
34 This ballot will be personally delivered to you by a  
35 bipartisan team sometime during the ten days after the  
36 ballots are printed. If you will not be at the address  
37 from which your application was sent during any or  
38 all of the ten-day period immediately following the  
39 printing of the ballots, the ballot will be personally  
40 delivered to you sometime during the fourteen days  
41 preceding the election. If you will not be at the  
42 address from which your application was sent during  
43 either of these time periods, contact this office and  
44 arrangements will be made to have your absentee ballot  
45 delivered at a time when you will be present at that  
46 address.

47 (2) If the application is received more than  
48 fourteen calendar days before the election and the  
49 commissioner has not elected to mail absentee ballots  
50 to applicants as provided under section 53.22,

HF520.862 (1) 85

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1 subsection 3, and has not elected to have the absentee  
2 ballots personally delivered during the ten-day period  
3 after the ballots are printed, the commissioner shall  
4 mail to the applicant, if the applicant has not  
5 requested that the absentee ballot be delivered by mail  
6 pursuant to section 53.22, subsection 1, paragraph "a",  
7 subparagraph (1A), within twenty-four hours a letter in  
8 substantially the following form:  
9 Your application for an absentee ballot for the  
10 election to be held on ..... has been received.  
11 This ballot will be personally delivered to you by  
12 a bipartisan team sometime during the fourteen days  
13 preceding the election. If you will not be at the  
14 address from which your application was sent during any  
15 or all of the fourteen-day period immediately preceding  
16 the election, contact this office and arrangements will  
17 be made to have your absentee ballot delivered at a  
18 time when you will be present at that address.>  
19 3. Page 7, after line 9 by inserting:  
20 <Sec. \_\_\_\_\_. Section 53.22, subsection 1, paragraph  
21 a, Code 2013, is amended by adding the following new  
22 subparagraph:  
23 NEW SUBPARAGRAPH. (1A) Notwithstanding  
24 subparagraph (1) and subsection 3, the commissioner  
25 shall, if the applicant so requests, have the absentee  
26 ballot delivered by mail and the commissioner shall  
27 proceed under section 53.8, subsections 1 and 2.>

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MASCHER of Johnson



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 14, 2013

House File 572 - Introduced

HOUSE FILE 572  
BY COMMITTEE ON JUDICIARY  
  
(SUCCESSOR TO HSB 173)

A BILL FOR

1 An Act relating to the statute of limitations period in an  
2 action arising out of the unsafe or defective condition of  
3 an improvement to real property.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

TLSB 2190HV (1) 85  
rh/sc



Iowa General Assembly  
Daily Bills, Amendments and Study Bills  
March 14, 2013

H.F. 572

1 Section 1. Section 614.1, subsection 11, Code 2013, is  
2 amended to read as follows:  
3 11. *Improvements to real property.* In addition to  
4 limitations contained elsewhere in this section, an action  
5 arising out of the unsafe or defective condition of an  
6 improvement to real property based on tort and implied warranty  
7 and for contribution and indemnity, and founded on injury to  
8 property, real or personal, or injury to the person or wrongful  
9 death, shall not be brought more than fifteen years after the  
10 date on which ~~occurred~~ the act or omission of the defendant  
11 alleged in the action to have been the cause of the injury or  
12 death occurred, or within three years after the act or omission  
13 of the defendant alleged in the action to have been the cause  
14 of the injury or death is discovered or by the exercise of  
15 reasonable diligence should have been discovered, whichever  
16 is earlier. However, this subsection does not bar an action  
17 against a person solely in the person's capacity as an owner,  
18 occupant, or operator of an improvement to real property.

19 EXPLANATION

20 Under current law, the statute of limitations period in  
21 an action arising out of the unsafe or defective condition  
22 of an improvement to real property must be brought no later  
23 than 15 years after the date on which the act or omission of  
24 the defendant alleged in the action to have been the cause  
25 of the injury or death occurred. The bill provides that an  
26 action relating to improvements to real property arising out  
27 of the unsafe or defective condition of an improvement to  
28 real property must be brought within the 15-year limitation  
29 period or within three years after the act or omission of the  
30 defendant alleged in the action to have been the cause of the  
31 injury or death is discovered or by the exercise of reasonable  
32 diligence should have been discovered, whichever is earlier.



Iowa General Assembly  
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March 14, 2013

House File 597 - Introduced

HOUSE FILE 597  
BY COMMITTEE ON AGRICULTURE  
  
(SUCCESSOR TO HF 376)

A BILL FOR

1 An Act providing for the distribution and sale of motor fuel,  
2 including blended and unblended gasoline and diesel fuel,  
3 providing for liability, and including penalties.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

TLSB 2132HV (3) 85  
da/nh



Iowa General Assembly  
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March 14, 2013

H.F. 597

1 Section 1. Section 214A.1, Code 2013, is amended by adding  
2 the following new subsections:

3 NEW SUBSECTION. 8A. "*Distributor*" means the same as defined  
4 in section 452A.2.

5 NEW SUBSECTION. 23A. "*Supplier*" means the same as defined  
6 in section 452A.2.

7 Sec. 2. Section 214A.20, subsection 1, unnumbered paragraph  
8 1, Code 2013, is amended to read as follows:

9 A supplier, distributor, or retail dealer is not liable for  
10 damages caused by the use of incompatible motor fuel dispensed  
11 at the retail dealer's retail motor fuel site, if all of the  
12 following applies:

13 Sec. 3. Section 452A.2, Code 2013, is amended by adding the  
14 following new subsections:

15 NEW SUBSECTION. 9A. "*Diesel fuel*" or "*diesel*" means diesel  
16 fuel as defined in section 214A.1.

17 NEW SUBSECTION. 28A. "*Nonrefiner biofuel manufacturer*"  
18 means an entity that produces, manufactures, or refines biofuel  
19 and does not directly or through a related entity refine,  
20 blend, import, or produce gasoline or diesel fuel as a motor  
21 fuel.

22 Sec. 4. NEW SECTION. 452A.6A **Right of distributors and**  
23 **dealers to blend gasoline or diesel fuel using a biofuel.**

24 1. a. A dealer or distributor may blend gasoline or  
25 diesel fuel using the appropriate biofuel or sell unblended or  
26 blended gasoline or diesel fuel on any premises in this state  
27 notwithstanding any contrary agreement pursuant to which a  
28 terminal operator, terminal owner, or supplier is a party and  
29 the distributor or dealer is the other party.

30 b. Paragraph "a" does not apply to the extent that the use  
31 of the premises is restricted by federal, state, or local law.

32 2. A terminal operator, terminal owner, or supplier who in  
33 the ordinary course of business sells or transports gasoline  
34 or diesel fuel which is unblended or blended with a biofuel  
35 shall not refuse to sell or transport any unblended gasoline

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H.F. 597

1 or unblended diesel fuel to a distributor or dealer based on  
2 the distributor's or dealer's intent to blend the gasoline or  
3 diesel fuel with a biofuel.

4 3. A terminal operator, terminal owner, or supplier shall  
5 not prevent or inhibit a distributor or dealer from being a  
6 blender or from qualifying for any federal or state tax credit  
7 offered to blenders.

8 4. This section shall not be construed to do any of the  
9 following:

10 a. Prohibit a distributor or dealer from purchasing,  
11 selling, or transporting gasoline or diesel fuel that has not  
12 been blended with a biofuel.

13 b. Affect the blender's license requirements under section  
14 452A.6.

15 c. Prohibit a dealer or distributor from leaving a terminal  
16 with unblended gasoline or unblended diesel fuel.

17 d. Require a nonrefiner biofuel manufacturer to offer or  
18 sell unblended gasoline or unblended diesel fuel.

19 5. A terminal operator, terminal owner, or supplier who  
20 violates this section is subject to a civil penalty of not  
21 more than ten thousand dollars per violation. Each day that a  
22 violation continues is deemed a separate offense.

23 Sec. 5. VALIDITY OF AGREEMENTS.

24 1. Section 452A.6A, as enacted in this Act, does not apply  
25 to a written agreement executed prior to the effective date  
26 of this Act between a dealer or distributor and a terminal  
27 operator, terminal owner, or supplier.

28 2. Section 452A.6A, as enacted in this Act, does apply to  
29 a written agreement executed on or after the effective date  
30 of this Act between a dealer or distributor and a terminal  
31 operator, terminal owner, or supplier, or any other kind of  
32 agreement made by those parties on or after the effective date  
33 of this Act. Any term or condition in such agreement which is  
34 contrary to the provisions of section 452A.6A, as enacted in  
35 this Act, shall be null and void.

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da/nh

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Iowa General Assembly  
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H.F. 597

1 EXPLANATION

2 GENERAL. This bill provides for the distribution and sale of  
3 motor fuel by terminals, suppliers, distributors, and retail  
4 dealers. Motor fuel (e.g., gasoline) and special fuel (e.g.,  
5 diesel fuel) move into this state via a pipeline or marine  
6 vessel to a terminal where in turn the fuel is withdrawn by a  
7 supplier and then purchased and transported by a distributor  
8 and ultimately a dealer who sells the fuel at retail.

9 LIABILITY PROTECTION. In 2011, the general assembly  
10 enacted SF 531, which provided that a retail dealer is not  
11 liable for damages caused by the use of incompatible motor  
12 fuel dispensed at the retail dealer's motor fuel site under  
13 certain conditions. The incompatible motor fuel must comply  
14 with the specifications for that type of motor fuel, it must  
15 be selected by a person other than the retail dealer, and it  
16 must be dispensed from a motor fuel pump that correctly labels  
17 the type of fuel dispensed (Code section 214A.20). This bill  
18 extends such protection against liability to suppliers and  
19 distributors.

20 RESTRICTIONS UPON SALE AND DISTRIBUTION OF BLENDED AND  
21 UNBLENDED MOTOR FUEL. Gasoline may be blended with alcohol  
22 (ethanol) and diesel fuel may be blended with soybean oil  
23 (biodiesel) at a nonterminal location by a person referred to  
24 as a blender. Both ethanol and biodiesel are referred to as  
25 biofuel (Code sections 214A.1 and 452A.2). The bill provides  
26 that a dealer or distributor may blend gasoline or diesel fuel  
27 using the appropriate biofuel or sell unblended or blended  
28 gasoline or diesel fuel on any premises in this state so long  
29 as the premises is not restricted by federal, state, or local  
30 law. The bill provides that a terminal operator, terminal  
31 owner, or supplier who in the ordinary course of business sells  
32 or transports gasoline or diesel fuel which is unblended or  
33 blended with a biofuel cannot refuse to sell or transport any  
34 unblended gasoline or unblended diesel fuel to a distributor  
35 or dealer based on the distributor's or dealer's intent to

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1 blend the gasoline or diesel fuel with a biofuel. A terminal  
2 operator, terminal owner, or supplier also cannot prevent a  
3 distributor or dealer from being a blender or from qualifying  
4 for any federal or state tax credit offered to blenders.

5 The bill provides that its provisions do not prohibit a  
6 distributor or dealer from purchasing, selling, or transporting  
7 gasoline or diesel fuel that has not been blended with a  
8 biofuel; affect the blender's license requirements, prohibit a  
9 dealer or distributor from leaving a terminal with unblended  
10 gasoline or unblended diesel fuel; or require a nonrefiner  
11 biofuel manufacturer to offer or sell unblended gasoline or  
12 unblended diesel fuel. The requirements also do not apply to a  
13 written agreement executed prior to the effective date of the  
14 bill.

15 A terminal operator, terminal owner, or supplier who  
16 violates the bill's restrictions is subject to a civil penalty  
17 of not more than \$10,000 per violation, and each day that a  
18 violation continues is deemed a separate offense.



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House File 598 - Introduced

HOUSE FILE 598  
BY COMMITTEE ON WAYS AND MEANS  
  
(SUCCESSOR TO HF 111)

A BILL FOR

1 An Act exempting the sales price of all-terrain vehicles and  
2 off-road utility vehicles used primarily in agricultural  
3 production from the sales and use tax.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 423.3, subsection 8, Code 2013, is  
2 amended by adding the following new paragraph:  
3 NEW PARAGRAPH. *d.* For purposes of this subsection, an  
4 all-terrain vehicle and an off-road utility vehicle, as defined  
5 in section 321I.1, are exempt under paragraph "a" when used  
6 primarily in agricultural production.

7 EXPLANATION

8 This bill exempts the sales price of all-terrain vehicles  
9 and off-road utility vehicles used primarily in agricultural  
10 production from the sales and use tax. Under current law, such  
11 vehicles are not exempt from sales and use tax unless they  
12 are directly and primarily used in production of agricultural  
13 products.

14 "All-terrain vehicle" means a motorized vehicle with not  
15 less than three and not more than six nonhighway tires that is  
16 limited in engine displacement to less than one thousand cubic  
17 centimeters and in total dry weight to less than one thousand  
18 two hundred pounds and that has a seat or saddle designed to be  
19 straddled by the operator and handlebars for steering control.

20 "Off-road utility vehicle" means a motorized vehicle with  
21 not less than four and not more than eight nonhighway tires or  
22 rubberized tracks that is limited in engine displacement to  
23 less than 1,500 cubic centimeters and in total dry weight to  
24 not more than 2,000 pounds and that has a seat that is of bucket  
25 or bench design, not intended to be straddled by the operator,  
26 and a steering wheel or control levers for control.

27 By operation of Code section 423.6, an item exempt from the  
28 imposition of the sales tax is also exempt from the use tax  
29 imposed in Code section 423.5.



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House File 599 - Introduced

HOUSE FILE 599  
BY COMMITTEE ON WAYS AND MEANS  
  
(SUCCESSOR TO HF 252)  
(SUCCESSOR TO HSB 69)

A BILL FOR

1 An Act relating to beginning farmers by modifying the  
2 agricultural assets transfer tax credit, providing a  
3 custom farming contract tax credit, and terminating  
4 the agricultural loan assistance program, and including  
5 effective date and retroactive applicability provisions.  
6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 2.48, subsection 3, paragraph e,  
2 subparagraph (1), Code 2013, is amended to read as follows:

3 (1) The agricultural assets transfer tax credit under  
4 section 175.37 and the custom farming contract tax credit as  
5 provided in section 175.38.

6 Sec. 2. Section 175.2, subsection 1, Code 2013, is amended  
7 by adding the following new paragraphs:

8 NEW PARAGRAPH. *0h. "Beginning farmer tax credit program"*  
9 means all of the following:

10 (1) The agricultural assets transfer tax credit as provided  
11 in section 175.37.

12 (2) The custom farming contract tax credit as provided in  
13 section 175.38.

14 NEW PARAGRAPH. *0t. "Production item"* includes tools,  
15 machinery, or equipment principally used to produce crops or  
16 livestock.

17 NEW PARAGRAPH. *00t. "Qualified beginning farmer"* means a  
18 beginning farmer who meets the requirements to participate in  
19 a beginning farmer tax credit program as provided in section  
20 175.36A.

21 NEW PARAGRAPH. *v. "Veteran"* means the same as defined in  
22 section 35.1.

23 Sec. 3. Section 175.4, subsection 18, Code 2013, is amended  
24 by striking the subsection.

25 Sec. 4. Section 175.8, subsection 2, Code 2013, is amended  
26 to read as follows:

27 2. a. The annual report shall ~~identify performance~~ include  
28 all of the following:

29 (1) Performance goals of the authority, ~~and.~~ The report  
30 shall clearly indicate the extent of progress during the  
31 reporting period, ~~in attaining the goals.~~

32 (2) An evaluation of the success of its programs, with  
33 a special emphasis on the beginning farmer loan program as  
34 provided in section 175.12, and the beginning farmer tax credit  
35 program.

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1 b. Where possible, the findings and results of its  
2 performance goals and evaluation shall be expressed in terms of  
3 number of loans, tax credits, participating qualified beginning  
4 farmers, and acres of agricultural land, including by county.

5 Sec. 5. NEW SECTION. 175.36A Criteria for beginning farmers  
6 qualifying to participate in the beginning farmer tax credit  
7 program.

8 A beginning farmer qualifies to participate in the beginning  
9 farmer tax credit program, by meeting all of the following  
10 criteria:

11 1. Is a resident of the state. If the beginning farmer is a  
12 partnership, all partners must be residents of the state. If a  
13 beginning farmer is a family farm corporation, all shareholders  
14 must be residents of the state. If the beginning farmer is  
15 a family farm limited liability company, all members must be  
16 residents of the state.

17 2. Has sufficient education, training, or experience in  
18 farming. If the beginning farmer is a partnership, each  
19 partner who is not a minor must have sufficient education,  
20 training, or experience in farming. If the beginning farmer  
21 is a family farm corporation, each shareholder who is not a  
22 minor must have sufficient education, training, or experience  
23 farming. If the beginning farmer is a family farm limited  
24 liability company, each member who is not a minor must have  
25 sufficient education, training, or experience in farming.

26 3. Has access to adequate working capital and production  
27 items.

28 4. Will materially and substantially participate in  
29 farming. If the beginning farmer is a partnership, family  
30 farm corporation, or family farm limited liability company,  
31 each partner, shareholder, or member who is not a minor must  
32 materially and substantially participate in farming.

33 5. Is not responsible for managing or maintaining  
34 agricultural land and other agricultural assets that are  
35 greater than necessary to adequately support a beginning farmer

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1 as determined by the authority according to rules which shall  
2 be adopted by the authority.

3 Sec. 6. NEW SECTION. 175.36B Administration of beginning  
4 farmer tax credit program.

5 1. To every extent practicable, the authority shall  
6 administer tax credits under the beginning farmer tax credit  
7 program in a uniform manner that encourages participation by  
8 qualified beginning farmers. The authority shall determine a  
9 qualified beginning farmer's low or moderate net worth by using  
10 a single method applicable to all its programs, including the  
11 beginning farmer tax credit program.

12 2. The authority shall establish a due date to receive  
13 applications to participate in the beginning farmer tax credit  
14 program. The authority may establish different due dates for  
15 applications to qualify for each beginning farmer tax credit.

16 3. The department of revenue shall cooperate with the  
17 authority in administering the beginning farmer tax credit  
18 program.

19 Sec. 7. Section 175.37, subsection 1, Code 2013, is amended  
20 to read as follows:

21 1. An agricultural assets transfer tax credit is allowed  
22 under this section. The tax credit is allowed against the  
23 taxes imposed in chapter 422, division II, as provided in  
24 section 422.11M, and in chapter 422, division III, as provided  
25 in section 422.33, to facilitate the transfer of agricultural  
26 assets from a taxpayer to a qualified beginning farmer.

27 Sec. 8. Section 175.37, subsection 2, paragraph b, Code  
28 2013, is amended to read as follows:

29 b. Execute an agricultural assets transfer agreement with a  
30 qualified beginning farmer as provided in this section.

31 Sec. 9. Section 175.37, subsection 4, Code 2013, is amended  
32 to read as follows:

33 4. The tax credit is allowed only for agricultural assets  
34 that are subject to an agricultural assets transfer agreement.  
35 The agreement shall provide for the lease of agricultural land

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1 located in this state, including any improvements and may  
2 provide for the rental of agricultural equipment as defined in  
3 section 322F.1.

4 a. The agreement ~~may be~~ shall include a lease made on a cash  
5 basis or on a commodity share basis which includes a share of  
6 the crops or livestock produced on the agricultural land. The  
7 agreement must be in writing.

8 b. The agreement shall be for at least two years, but  
9 not more than five years. The agreement or that part of  
10 the agreement providing for the lease may be renewed by the  
11 qualified beginning farmer for a term of at least two years,  
12 but not more than five years. An agreement does not include a  
13 lease or the rental of equipment intended as a security.

14 c. The agricultural transfer agreement cannot be assigned  
15 and the land subject to the agreement cannot be subleased.

16 Sec. 10. Section 175.37, subsection 5, Code 2013, is amended  
17 to read as follows:

18 5. The tax credit shall be ~~calculated~~ based on ~~the gross~~  
19 ~~amount paid to the taxpayer under~~ the agricultural assets  
20 transfer agreement. The agreement shall be based on a cash  
21 basis or a commodity share basis or both.

22 a. ~~Except as provided in paragraph "b",~~ For an agreement  
23 that includes a lease on a cash basis, the tax credit shall  
24 ~~equal five~~ be computed as follows:

25 (1) If the qualified beginning farmer is not a veteran, the  
26 taxpayer may claim a tax credit equal to seven percent of the  
27 gross amount paid to the taxpayer under the agreement for each  
28 tax year that the tax credit is allowed.

29 (2) If the qualified beginning farmer is a veteran, the  
30 taxpayer may claim eight percent of the gross amount paid to  
31 the taxpayer under the agreement for the first year that the  
32 tax credit is allowed and seven percent of the gross amount  
33 paid to the taxpayer for each subsequent tax year that the  
34 tax credit is allowed. However, the taxpayer may only claim  
35 seven percent of the gross amount paid to the taxpayer under

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1 a renewed agreement or a new agreement executed by the same  
2 parties.

3 b. The For an agreement that includes a lease on a commodity  
4 share basis, the tax credit shall equal fifteen be computed as  
5 follows:

6 (1) (a) If the qualified beginning farmer is not a veteran,  
7 the taxpayer may claim a tax credit equal to seventeen percent  
8 of the amount paid to the taxpayer from crops or animals sold  
9 under an the agreement in which the payment is exclusively made  
10 from the sale of crops or animals.

11 (b) If the qualified beginning farmer is a veteran, the  
12 taxpayer may claim a tax credit equal to eighteen percent of  
13 the amount paid to the taxpayer from crops or animals sold  
14 under the agreement for the first tax year that the taxpayer  
15 is allowed the tax credit and seventeen percent of the amount  
16 paid to the taxpayer for each subsequent tax year that the  
17 taxpayer is allowed the tax credit. However, the taxpayer may  
18 only claim seventeen percent of the amount paid to the taxpayer  
19 from crops or animals sold for any tax year under a renewed  
20 agreement or a new agreement executed by the same parties.

21 (2) Notwithstanding subparagraph (1), the authority may  
22 elect an alternative method to compute a tax credit for a lease  
23 based on a crop share basis. The alternative method shall  
24 utilize a formula which uses data compiled by the United States  
25 department of agriculture. The formula shall calculate the  
26 amount of the tax credit by multiplying the average per bushel  
27 yield for the same type of grain as produced under the lease  
28 in the same county where the leased land is located by a per  
29 bushel state price established for such type of grain harvested  
30 the previous fall.

31 Sec. 11. Section 175.37, subsection 6, Code 2013, is amended  
32 by striking the subsection.

33 Sec. 12. Section 175.37, subsection 8, unnumbered paragraph  
34 1, Code 2013, is amended to read as follows:

35 A taxpayer shall not claim a tax credit under this section

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1 unless a tax credit certificate issued by the authority is  
2 attached to the taxpayer's tax return for the tax year for  
3 which the tax credit is claimed. The authority must review  
4 and approve an application for a tax credit as provided by  
5 rules adopted by the authority. The application must include  
6 a copy of the agricultural assets transfer agreement. The  
7 authority may approve an application and issue a tax credit  
8 certificate to a taxpayer who has previously been allowed a  
9 tax credit under this section. The authority may require  
10 that the parties to an agricultural assets transfer agreement  
11 provide additional information as determined relevant by the  
12 authority. The authority shall review an application for  
13 a tax credit which includes the renewal of an agricultural  
14 assets transfer agreement to determine that the parties to the  
15 renewed agreement meet the same qualifications as required for  
16 an original application. ~~However,~~ The authority shall not  
17 approve an application or issue a tax credit certificate to a  
18 taxpayer for an amount in excess of fifty thousand dollars.  
19 In addition, the authority shall not approve an application  
20 or issue a certificate to a taxpayer if any of the following  
21 applies:

22 Sec. 13. Section 175.37, subsection 8, paragraph c, Code  
23 2013, is amended by striking the paragraph.

24 Sec. 14. Section 175.37, subsection 9, unnumbered paragraph  
25 1, Code 2013, is amended to read as follows:

26 A taxpayer or the qualified beginning farmer may terminate  
27 an agricultural assets transfer agreement as provided in the  
28 agreement or by law. The taxpayer must immediately notify the  
29 authority of the termination.

30 Sec. 15. Section 175.37, subsection 9, paragraph b, Code  
31 2013, is amended to read as follows:

32 *b.* If the authority determines that the taxpayer is at fault  
33 for the termination, any prior tax credit allowed under this  
34 section is disallowed. ~~The tax credit shall be recaptured~~  
35 ~~and the~~ amount of the tax credit shall be immediately due and

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1 payable to the department of revenue. If a taxpayer does  
2 not immediately notify the authority of the termination,  
3 the taxpayer shall be conclusively deemed at fault for the  
4 termination.

5 Sec. 16. Section 175.37, subsection 10, Code 2013, is  
6 amended by striking the subsection.

7 Sec. 17. NEW SECTION. 175.38 Custom farming contract tax  
8 credit.

9 1. A custom farming contract tax credit is allowed under  
10 this section. The tax credit is allowed against the taxes  
11 imposed in chapter 422, division II, as provided in section  
12 422.11M, and in chapter 422, division III, as provided in  
13 section 422.33, to encourage taxpayers who are considering  
14 custom farming agricultural land located in this state to  
15 negotiate with qualified beginning farmers.

16 2. In order to be eligible to claim a custom farming  
17 contract tax credit, the taxpayer must meet qualifications  
18 established by rules adopted by the authority. At a minimum,  
19 the taxpayer must be a person who may acquire or otherwise  
20 obtain or lease agricultural land in the same manner as  
21 provided for a taxpayer claiming an agricultural assets  
22 transfer tax credit under section 175.37.

23 3. An individual may claim a custom farming contract  
24 tax credit of a partnership, limited liability company,  
25 S corporation, estate, or trust electing to have income  
26 taxed directly to the individual. The amount claimed by the  
27 individual shall be based upon the pro rata share of the  
28 individual's earnings from the partnership, limited liability  
29 company, S corporation, estate, or trust.

30 4. A custom farming contract tax credit is allowed only for  
31 the amount paid by the taxpayer to a qualified beginning farmer  
32 under a custom farming contract as provided in rules adopted by  
33 the department. The contract must provide for the production  
34 of crops located on agricultural land or the production of  
35 livestock principally located on agricultural land. The

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1 agricultural land must be real estate and any improvements used  
2 for farming in which the taxpayer holds a legal or equitable  
3 interest.

4 5. The custom farming contract must provide that the  
5 taxpayer pay the qualified beginning farmer on a cash basis.  
6 The contract must be in writing for a term of not more than  
7 twelve months. The total cash payment must equal at least one  
8 thousand dollars.

9 6. The taxpayer must make all management decisions  
10 substantially contributing to or affecting the production  
11 of crops located on the agricultural land or the production  
12 of livestock principally located on the agricultural land.  
13 However, nothing in this paragraph prohibits a qualified  
14 beginning farmer from regularly or frequently taking part in  
15 making day-to-day operational decisions affecting production.  
16 The qualified beginning farmer must provide for all of the  
17 following:

18 a. Production items principally used to produce crops  
19 located on the agricultural land or to produce livestock  
20 principally located on the agricultural land.

21 b. Labor principally used to produce crops located on the  
22 agricultural land or to produce livestock principally located  
23 on the agricultural land. The qualified beginning farmer must  
24 personally provide such labor on a regular, continuous, and  
25 substantial basis.

26 7. A custom farming contract tax credit is not allowed if  
27 the taxpayer and qualified beginning farmer are related as any  
28 of the following:

29 a. Persons who hold a legal or equitable interest in the  
30 same agricultural land, including as individuals or as general  
31 partners, limited partners, shareholders, or members in the  
32 same business entity as defined in section 501A.102.

33 b. Family members related as spouse, child, stepchild,  
34 brother, or sister.

35 c. Partners in the same partnership which holds agricultural

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1 land, or shareholders in the same family farm corporation or  
2 members in the same family farm limited liability company and  
3 defined in section 9H.1.

4 8. A custom farming contract tax credit shall be calculated  
5 based on the gross amount paid to the qualified beginning  
6 farmer under the custom farming contract.

7 a. If the qualified beginning farmer is not a veteran, the  
8 taxpayer may claim a tax credit equal to seven percent of the  
9 gross amount paid to the qualified beginning farmer under the  
10 contract for each tax year that the tax credit is allowed.

11 b. If the qualified beginning farmer is a veteran, the  
12 taxpayer may claim a tax credit equal to eight percent of the  
13 gross amount paid to the qualified beginning farmer under the  
14 contract for the first year that the tax credit is allowed  
15 and seven percent of the gross amount paid to the qualified  
16 beginning farmer under the contract for each subsequent tax  
17 year that the tax credit is allowed. However, the taxpayer  
18 may only claim seven percent of the gross amount paid to the  
19 qualified beginning farmer under a renewed contract or a new  
20 contract executed by the same parties.

21 9. A custom farming contract tax credit in excess of the  
22 taxpayer's liability for the tax year may be credited to the  
23 tax liability for the following five years or until depleted,  
24 whichever is earlier. A tax credit shall not be carried back  
25 to a tax year prior to the tax year in which the taxpayer  
26 redeems the tax credit. A tax credit shall not be transferable  
27 to any other person other than the taxpayer's estate or trust  
28 upon the taxpayer's death.

29 10. A taxpayer shall not claim a custom farming contract  
30 tax credit unless a tax credit certificate issued by the  
31 agricultural development authority under this section is  
32 attached to the taxpayer's tax return for the tax year for  
33 which the tax credit is claimed. The authority must review and  
34 approve an application for a tax credit certificate as provided  
35 by rules adopted by the authority. The application must



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1 include a copy of the custom farming contract. The authority  
2 may approve an application and issue a tax credit certificate  
3 to a taxpayer who has previously been allowed a tax credit  
4 under this section. The authority may require that the parties  
5 to the contract provide additional information as determined  
6 relevant by the authority. The authority shall review an  
7 application for a tax credit certificate which includes the  
8 renewal of a contract to determine that the parties to the  
9 renewed contract meet the same qualifications as required for  
10 an original application. The authority shall not approve an  
11 application or issue a tax credit certificate to a taxpayer for  
12 an amount in excess of fifty thousand dollars. In addition,  
13 the authority shall not approve an application or issue a  
14 tax credit certificate to a taxpayer if any of the following  
15 applies:

16     a. The taxpayer is at fault for terminating another custom  
17 farming contract, as determined by the authority.

18     b. The taxpayer is party to a pending administrative or  
19 judicial action, or classified as a habitual violator in the  
20 same manner as provided in section 175.37.

21     c. The contract amount is substantially higher or lower  
22 than the market rate for a similar custom farming contract, as  
23 determined by the authority.

24     11. A taxpayer or the qualified beginning farmer may  
25 terminate a custom farming contract as provided in the contract  
26 or by law. The taxpayer must immediately notify the authority  
27 of the termination.

28     a. If the authority determines that the taxpayer is not  
29 at fault for the termination, the authority shall not issue a  
30 tax credit certificate to the taxpayer for a subsequent tax  
31 year based on the approved application. Any prior tax credit  
32 is allowed as provided in this section until its expiration.  
33 The taxpayer may apply for and be issued another tax credit  
34 certificate for the same agricultural land under a custom  
35 farming contract with another qualified beginning farmer.

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1     **b.** If the authority determines that the taxpayer is at fault  
2 for the termination, any prior tax credit allowed under this  
3 section is disallowed, and the amount of the tax credit shall  
4 be immediately due and payable to the department of revenue.  
5 If a taxpayer does not immediately notify the authority of the  
6 termination, the taxpayer shall be conclusively deemed at fault  
7 for the termination.

8     Sec. 18. NEW SECTION. **175.39 Tax credit certificates —**  
9 **availability.**

10     1. The amount of tax credits that may be issued to support  
11 the beginning farmer tax credit program shall not in the  
12 aggregate exceed twelve million dollars in any year. Of the  
13 aggregate amount, eight million dollars is allocated to support  
14 the agricultural assets transfer tax credit as provided in  
15 section 175.37 and four million dollars is allocated to support  
16 the custom farming contract tax credit as provided in section  
17 175.38. However, the authority's board of directors may at  
18 any time during the year adjust the allocation by adopting a  
19 resolution.

20     2. The authority shall issue tax certificates to support  
21 a beginning farmer tax credit on a first-come, first-served  
22 basis.

23     Sec. 19. Section 422.11M, Code 2013, is amended to read as  
24 follows:

25     ~~422.11M Agricultural assets transferred to beginning~~  
26 Beginning farmers — agricultural assets transfer tax credit and  
27 custom farming contract tax credit.

28     The taxes imposed under this division, less the credits  
29 allowed under section 422.12, shall be reduced by ~~an~~ the  
30 following:

31     1. An agricultural assets transfer tax credit as allowed  
32 under section 175.37.

33     2. A custom farming contract tax credit as allowed under  
34 section 175.38.

35     Sec. 20. Section 422.33, subsection 21, Code 2013, is

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1 amended to read as follows:

2 21. The taxes imposed under this division shall be reduced  
3 by ~~an~~ the following:

4 a. An agricultural assets transfer tax credit as allowed  
5 under section 175.37.

6 b. A custom farming contract tax credit as allowed under  
7 section 175.38.

8 Sec. 21. REPEAL. Section 175.35, Code 2013, is repealed.

9 Sec. 22. EFFECTIVE UPON ENACTMENT. This Act, being deemed  
10 of immediate importance, takes effect upon enactment.

11 Sec. 23. RETROACTIVE APPLICABILITY. This Act applies  
12 retroactively to January 1, 2013, for tax years beginning on  
13 or after that date.

14 EXPLANATION

15 BACKGROUND — AGRICULTURAL ASSETS TRANSFER TAX CREDIT.

16 In 2006, the general assembly enacted SF 2268 (2006 Iowa  
17 Acts, chapter 1161) that provides a tax credit for owners  
18 of agricultural assets (agricultural land, depreciable  
19 agricultural property, crops, or livestock) who help beginning  
20 farmers acquire those agricultural assets by lease or rental  
21 arrangements. The program is administered by the agricultural  
22 development authority (authority) established within the  
23 department of agriculture and land stewardship. A beginning  
24 farmer is an individual, partnership, family farm corporation,  
25 or family farm limited liability company as provided under  
26 Code chapter 9H (Iowa's corporate farming law), with a low or  
27 moderate net worth, and who engages in farming or wishes to  
28 engage in farming. The owner who executes an agricultural  
29 assets transfer agreement approved by the authority may  
30 claim a tax credit against individual or corporate income  
31 tax liability after receiving a certificate issued by the  
32 authority. Generally, the lessor must be a person who may  
33 acquire or otherwise obtain or lease agricultural land under  
34 Code chapter 9H or 9I (restricting corporate and foreign  
35 ownership of agricultural land). The bill provides a number

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1 of restrictions upon the authority in approving applications  
2 and issuing certificates. The owner cannot be at fault for  
3 terminating a prior agreement, be involved in legal proceedings  
4 regarding environmental violations, or agree to provide more  
5 agricultural assets than the beginning farmer can be expected  
6 to adequately manage. The agricultural assets cannot be leased  
7 or rented at a rate substantially different from similar market  
8 arrangements. The agreement may be terminated, but if the  
9 termination is the fault of the owner, any tax credits must be  
10 repaid and no further tax credit certificates can be issued to  
11 the taxpayer.

12 The tax credit equals 5 percent of the amount paid to the  
13 taxpayer under the agreement, except in the case of a landlord  
14 who shares in the costs associated with production. In that  
15 case, the tax credit equals 15 percent of the amount paid to  
16 the taxpayer from crops or animals sold.

17 In 2009, the general assembly enacted SF 483 (2009 Iowa Acts,  
18 chapter 135), which capped the amount of tax credits to be an  
19 amount not to exceed \$6 million per year with the requirement  
20 that the certificates must be issued on a first-come,  
21 first-served basis.

22 BILL — BEGINNING FARMER TAX CREDIT PROGRAM. This bill  
23 amends the agricultural assets transfer tax credit and creates  
24 a new custom farming contract tax credit to encourage taxpayers  
25 who hold agricultural land, in the same manner as required  
26 under the agricultural assets transfer tax credit, to enter  
27 into custom farming contracts with beginning farmers. The bill  
28 provides common criteria for beginning farmers who qualify as  
29 beginning farmers to participate in the program. A qualified  
30 beginning farmer must be a resident of this state; have  
31 sufficient education, training, or experience in farming; have  
32 access to adequate working capital and production equipment,  
33 will materially and substantially participate in farming, and  
34 is not responsible for managing or maintaining agricultural  
35 land and other agricultural assets that are greater than

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1 necessary to adequately support a beginning farmer. The  
2 bill requires the authority to administer the tax credits  
3 in a uniform manner, and establish a due date to receive  
4 applications to participate in the program. The bill makes  
5 net worth requirements for beginning farmers uniform among  
6 all programs administered by the authority (\$691,172). The  
7 authority must submit an annual report to the governor and  
8 general assembly regarding the program.

9 BILL — AGRICULTURAL ASSETS TRANSFER TAX CREDIT. The bill  
10 amends the agricultural assets transfer tax credit. The  
11 bill provides that an agricultural transfer agreement cannot  
12 be assigned and the land subject to the agreement cannot be  
13 subleased. The bill increases the amount of the tax credit.  
14 For an agreement which includes a lease on a cash basis, the  
15 credit is increased from 5 to 7 percent of the gross amount  
16 paid to the taxpayer under the agreement. For an agreement  
17 which includes a lease on a commodity share basis, the rate  
18 is increased from 15 to 17 percent. However, the percentages  
19 are increased by one percentage point if the beginning farmer  
20 is a veteran. The bill also allows the authority to elect an  
21 alternative method to compute a tax credit for a lease based on  
22 a crop share basis according to a formula which multiplies the  
23 average per bushel yield in the same county where the leased  
24 land is located by a per bushel state price. The bill provides  
25 that an agricultural assets transfer tax credit cannot exceed  
26 \$50,000.

27 BILL — CUSTOM FARMING CONTRACT TAX CREDIT. The bill  
28 establishes a custom farming contract tax credit to encourage  
29 taxpayers who hold agricultural land to execute custom farming  
30 contracts with beginning farmers who qualify under the terms of  
31 the bill. The bill provides that the custom farming contract  
32 tax credit is also to be administered by the authority.

33 The bill provides that the contract amount of a custom  
34 farming contract cannot be substantially higher or lower than  
35 the market rate for similar contracts. The contract must be

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1 in writing and cannot be for more than 12 months' duration.  
2 The taxpayer must make all management decisions substantially  
3 contributing to or affecting the production of crops or  
4 livestock located on the taxpayer's agricultural land, although  
5 the qualified beginning farmer may make day-to-day operational  
6 decisions affecting production. The qualified beginning farmer  
7 must provide any necessary tools, machinery, or equipment  
8 and labor must be furnished on a regular, continuous, and  
9 substantial basis. In addition, the taxpayer and the beginning  
10 farmer cannot have a common legal or equitable interest in  
11 the agricultural land or be related to each other as family  
12 members.

13 A custom farming contract tax credit is allowed only for the  
14 amount paid by the taxpayer to a qualified beginning farmer  
15 under a custom farming contract on a cash basis equaling at  
16 least \$1,000. The tax credit equals 7 percent of the gross  
17 amount paid to the beginning farmer under the custom farming  
18 contract. The tax credit is increased to 8 percent for one  
19 year if the beginning farmer is a veteran. It allows the  
20 tax credit to be carried forward but not back, and is not  
21 transferrable. The department of revenue may recapture the  
22 amount of the tax credit if the contract is terminated due  
23 to the taxpayer's fault, as specified in the bill. The bill  
24 requires the authority to issue a tax certificate to the  
25 taxpayer which must be attached to the tax return. A tax  
26 credit certificate cannot exceed \$50,000.

27 TAX CREDIT CERTIFICATES. The bill allows the authority to  
28 issue each year up to \$12 million in tax credit certificates  
29 for both the current agricultural assets transfer tax credit  
30 and the bill's new custom farming contract tax credit. Each  
31 year, \$8 million is allocated to support the agricultural  
32 assets transfer tax credit and \$4 million is allocated to  
33 support the custom framing contract tax credit. However, the  
34 authority may adjust the allocation during the year as it deems  
35 necessary. The authority must issue tax credit certificates

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1 allocated under the new program on a first-come, first-served  
2 basis, as is the case for the agricultural assets transfer tax  
3 credit.

4 EFFECTIVE DATE AND RETROACTIVITY. The bill takes effect  
5 upon enactment and applies retroactively to January 1, 2013,  
6 for tax years beginning on or after that date.



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House File 600 - Introduced

HOUSE FILE 600  
BY ROGERS

A BILL FOR

1 An Act relating to the sales and use tax by classifying  
2 nonprofit private food banks as designated exempt entities  
3 eligible to receive the refund of sales and use tax paid in  
4 fulfillment of written construction contracts, providing a  
5 related sales and use tax exemption, and making penalties  
6 applicable.  
7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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H.F. 600

1 Section 1. Section 423.4, subsection 1, Code 2013, is  
2 amended to read as follows:  
3 1. A private nonprofit educational institution in this  
4 state, nonprofit Iowa affiliate of a nonprofit international  
5 organization whose primary activity is the promotion of the  
6 construction, remodeling, or rehabilitation of one-family  
7 or two-family dwellings for low-income families, nonprofit  
8 private museum in this state, nonprofit private food bank in  
9 this state, tax-certifying or tax-levying body or governmental  
10 subdivision of the state, including the state board of  
11 regents, state department of human services, state department  
12 of transportation, a municipally owned solid waste facility  
13 which sells all or part of its processed waste as fuel to a  
14 municipally owned public utility, and all divisions, boards,  
15 commissions, agencies, or instrumentalities of state, federal,  
16 county, or municipal government which do not have earnings  
17 going to the benefit of an equity investor or stockholder, may  
18 make application to the department for the refund of the sales  
19 or use tax upon the sales price of all sales of goods, wares,  
20 or merchandise, or from services furnished to a contractor,  
21 used in the fulfillment of a written contract with the state of  
22 Iowa, any political subdivision of the state, or a division,  
23 board, commission, agency, or instrumentality of the state  
24 or a political subdivision, a private nonprofit educational  
25 institution in this state, a nonprofit Iowa affiliate described  
26 in this subsection, ~~or~~ a nonprofit private museum in this  
27 state, or a nonprofit private food bank in this state if the  
28 property becomes an integral part of the project under contract  
29 and at the completion of the project becomes public property,  
30 is devoted to educational uses, becomes part of a low-income  
31 one-family or two-family dwelling in the state, or becomes a  
32 nonprofit private museum or nonprofit private food bank; except  
33 goods, wares, or merchandise, or services furnished which are  
34 used in the performance of any contract in connection with the  
35 operation of any municipal utility engaged in selling gas,

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H.F. 600

1 electricity, or heat to the general public or in connection  
2 with the operation of a municipal pay television system; and  
3 except goods, wares, and merchandise used in the performance  
4 of a contract for a "project" under chapter 419 as defined in  
5 that chapter other than goods, wares, or merchandise used in  
6 the performance of a contract for a "project" under chapter 419  
7 for which a bond issue was approved by a municipality prior to  
8 July 1, 1968, or for which the goods, wares, or merchandise  
9 becomes an integral part of the project under contract and at  
10 the completion of the project becomes public property or is  
11 devoted to educational uses.

12 a. For purposes of this subsection, "nonprofit private food  
13 bank" means an organization qualifying under section 501(c)(3)  
14 of the Internal Revenue Code as an organization exempt from  
15 federal income tax under section 501(a) of the Internal Revenue  
16 Code that maintains an established operation involving the  
17 provision of food or edible commodities or the products thereof  
18 on a regular basis to persons in need or to food pantries,  
19 soup kitchens, hunger relief centers, or other food or feeding  
20 centers that, as an integral part of their normal activities,  
21 provide meals or food on a regular basis to persons in need.

22 ~~a-~~ b. Such contractor shall state under oath, on forms  
23 provided by the department, the amount of such sales of goods,  
24 wares, or merchandise, or services furnished and used in the  
25 performance of such contract, and upon which sales or use tax  
26 has been paid, and shall file such forms with the governmental  
27 unit, private nonprofit educational institution, nonprofit Iowa  
28 affiliate, ~~or~~ nonprofit private museum, or nonprofit private  
29 food bank which has made any written contract for performance  
30 by the contractor. The forms shall be filed by the contractor  
31 with the governmental unit, educational institution, nonprofit  
32 Iowa affiliate, ~~or~~ nonprofit private museum, or nonprofit  
33 private food bank before final settlement is made.

34 ~~b-~~ c. Such governmental unit, educational institution,  
35 nonprofit Iowa affiliate, ~~or~~ nonprofit private museum, or

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1 nonprofit private food bank shall, not more than one year  
2 after the final settlement has been made, make application to  
3 the department for any refund of the amount of the sales or  
4 use tax which shall have been paid upon any goods, wares, or  
5 merchandise, or services furnished, the application to be made  
6 in the manner and upon forms to be provided by the department,  
7 and the department shall forthwith audit the claim and, if  
8 approved, issue a warrant to the governmental unit, educational  
9 institution, nonprofit Iowa affiliate, ~~or~~ nonprofit private  
10 museum, or nonprofit private food bank in the amount of the  
11 sales or use tax which has been paid to the state of Iowa under  
12 the contract.

13 ~~c.~~ d. Refunds authorized under this subsection shall accrue  
14 interest at the rate in effect under section 421.7 from the  
15 first day of the second calendar month following the date the  
16 refund claim is received by the department.

17 ~~d.~~ e. Any contractor who willfully makes a false report of  
18 tax paid under the provisions of this subsection is guilty of  
19 a simple misdemeanor and in addition shall be liable for the  
20 payment of the tax and any applicable penalty and interest.

21 EXPLANATION

22 This bill adds a nonprofit private food bank to the list  
23 of designated exempt entities eligible to receive the refund  
24 of sales and use tax paid on goods, wares, merchandise,  
25 and services used in fulfillment of a written construction  
26 contract, so long as the property after completion of the  
27 project becomes a nonprofit private food bank. "Nonprofit  
28 private food bank" is defined in the bill.

29 In order to receive the sales and use tax refund,  
30 contractors are required to file certain sales and use tax  
31 reports, and contractors filing false reports are guilty of  
32 a simple misdemeanor and are liable for the payment of tax,  
33 penalties, and interest. A simple misdemeanor is punishable by  
34 confinement for no more than 30 days or a fine of at least \$65  
35 but not more than \$625 or by both.

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H.F. 600

1 By operation of Code section 423.3, subsection 80, building  
2 materials, supplies, and equipment purchased by a contractor,  
3 subcontractor, builder, or manufacturer will be exempt  
4 from sales tax if such items will be completely consumed in  
5 performance of a construction contract with a nonprofit private  
6 food bank.

7 By operation of Code section 423.6, an item exempt from the  
8 imposition of the sales tax is also exempt from the use tax  
9 imposed in Code section 423.5.



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House File 601 - Introduced

HOUSE FILE 601  
BY ROGERS

A BILL FOR

1 An Act relating to state sales and use tax by modifying  
2 the refund of sales and use tax paid in fulfillment of  
3 construction contracts with designated entities to include  
4 certain lease-purchase contracts, providing a related sales  
5 and use tax exemption, and making penalties applicable.  
6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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H.F. 601

1 Section 1. Section 423.4, subsection 1, Code 2013, is  
2 amended by adding the following new paragraph:  
3 NEW PARAGRAPH. *0a.* For purposes of this subsection and  
4 section 423.3, subsection 80, a lease-purchase contract entered  
5 into with a political subdivision of the state, or a division,  
6 board, commission, agency, or instrumentality of the political  
7 subdivision, for completion of a project shall be considered a  
8 written contract with such governmental unit, and the property  
9 that is the subject of the lease-purchase contract shall be  
10 considered public property if all of the following conditions  
11 are met:

- 12 (1) The project is part of the lease-purchase contract.  
13 (2) The lessor completes the project in fulfillment of and  
14 in accordance with the lease-purchase contract.  
15 (3) The property becomes an integral part of the project  
16 under the lease-purchase contract.  
17 (4) The property is occupied and operated by the  
18 governmental unit in accordance with the lease-purchase  
19 contract.  
20 (5) The governmental unit has the option to purchase the  
21 property under the lease-purchase contract.  
22 (6) The governmental unit, written contract, or project is  
23 not otherwise ineligible under this subsection.

24 EXPLANATION

25 This bill amends the refund of sales and use tax paid for,  
26 and the sales and use tax exemption of, goods and services  
27 used in fulfillment of construction contracts with designated  
28 entities. Under current law, a political subdivision of  
29 the state, or a division, board, commission, agency, or  
30 instrumentality of the political subdivision qualifies as a  
31 designated entity entitled to the refund of sales and use tax  
32 paid in fulfillment of a written contract for the construction  
33 of a project that will become public property. The bill  
34 provides that a lease-purchase contract with one of these  
35 governmental units will qualify as a written contract with such

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1 governmental unit, and the property that is the subject of the  
2 lease-purchase contract will be considered public property, if  
3 the project is part of the lease-purchase contract, the lessor  
4 completes the project in fulfillment of and in accordance with  
5 the lease-purchase contract, the property becomes an integral  
6 part of the project under the lease-purchase contract, the  
7 property is occupied and operated by the governmental unit in  
8 accordance with the lease-purchase contract, the governmental  
9 unit has the option to purchase the property under the  
10 lease-purchase contract, and the governmental unit, written  
11 contract, or project is not otherwise ineligible for the sales  
12 and use tax refund.

13 In order to receive the sales and use tax refund, contractors  
14 are required to file certain sales and use tax reports,  
15 and contractors filing false reports are guilty of a simple  
16 misdemeanor and liable for the payment of tax, penalties, and  
17 interest. A simple misdemeanor is punishable by confinement  
18 for no more than 30 days or a fine of at least \$65 but not more  
19 than \$625 or by both.

20 The bill also provides that such lease-purchase contracts  
21 will qualify as contracts with a designated entity for  
22 purposes of Code section 423.3, subsection 80, so that building  
23 materials, supplies, and equipment purchased by a contractor,  
24 subcontractor, builder, or manufacturer will be exempt  
25 from sales tax if such items will be completely consumed in  
26 fulfillment of the contract.

27 By operation of Code section 423.6, an item exempt from the  
28 imposition of the sales tax is also exempt from the use tax  
29 imposed in Code section 423.5.



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House File 602 - Introduced

HOUSE FILE 602  
BY COMMITTEE ON APPROPRIATIONS  
  
(SUCCESSOR TO HSB 214)

A BILL FOR

1 An Act relating to transportation and other  
2 infrastructure-related appropriations to the department of  
3 transportation, including allocation and use of moneys from  
4 the road use tax fund and the primary road fund.  
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 DIVISION I  
2 FY 2013-2014  
3 Section 1. ROAD USE TAX FUND. There is appropriated  
4 from the road use tax fund created in section 312.1 to the  
5 department of transportation for the fiscal year beginning July  
6 1, 2013, and ending June 30, 2014, the following amounts, or  
7 so much thereof as is necessary, to be used for the purposes  
8 designated:  
9 1. For the payment of costs associated with the production  
10 of driver's licenses, as defined in section 321.1, subsection  
11 20A:  
12 ..... \$ 3,876,000  
13 Notwithstanding section 8.33, moneys appropriated in this  
14 subsection that remain unencumbered or unobligated at the close  
15 of the fiscal year shall not revert but shall remain available  
16 for expenditure for the purposes specified in this subsection  
17 until the close of the succeeding fiscal year.  
18 2. For salaries, support, maintenance, and miscellaneous  
19 purposes:  
20 a. Operations:  
21 ..... \$ 6,384,960  
22 b. Planning:  
23 ..... \$ 414,000  
24 c. Motor vehicles:  
25 ..... \$ 33,921,000  
26 d. Performance and technology:  
27 ..... \$ 460,040  
28 3. For payments to the department of administrative  
29 services for utility services:  
30 ..... \$ 215,000  
31 4. Unemployment compensation:  
32 ..... \$ 7,000  
33 5. For payments to the department of administrative  
34 services for paying workers' compensation claims under chapter  
35 85 on behalf of employees of the department of transportation:

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1 ..... \$ 114,000  
2 6. For payment to the general fund of the state for indirect  
3 cost recoveries:  
4 ..... \$ 78,000  
5 7. For reimbursement to the auditor of state for audit  
6 expenses as provided in section 11.5B:  
7 ..... \$ 67,319  
8 8. For automation, telecommunications, and related costs  
9 associated with the county issuance of driver's licenses and  
10 vehicle registrations and titles:  
11 ..... \$ 1,406,000  
12 9. For transfer to the department of public safety for  
13 operating a system providing toll-free telephone road and  
14 weather conditions information:  
15 ..... \$ 100,000  
16 10. For costs associated with the participation in the  
17 Mississippi river parkway commission:  
18 ..... \$ 40,000  
19 11. For motor vehicle division field facility maintenance  
20 projects at various locations:  
21 ..... \$ 200,000  
22 12. For scale replacement projects at various locations:  
23 ..... \$ 280,000  
24 For purposes of section 8.33, unless specifically provided  
25 otherwise, moneys appropriated in subsections 11 and 12 that  
26 remain unencumbered or unobligated shall not revert but shall  
27 remain available for expenditure for the purposes designated  
28 until the close of the fiscal year that ends three years after  
29 the end of the fiscal year for which the appropriation was  
30 made. However, if the projects for which the appropriation  
31 was made are completed in an earlier fiscal year, unencumbered  
32 or unobligated moneys shall revert at the close of that same  
33 fiscal year.  
34 Sec. 2. PRIMARY ROAD FUND. There is appropriated from the  
35 primary road fund created in section 313.3 to the department of

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1 transportation for the fiscal year beginning July 1, 2013, and  
2 ending June 30, 2014, the following amounts, or so much thereof  
3 as is necessary, to be used for the purposes designated:  
4 1. For salaries, support, maintenance, miscellaneous  
5 purposes, and for not more than the following full-time  
6 equivalent positions:  
7 a. Operations:  
8 ..... \$ 39,225,906  
9 ..... FTEs 266.00  
10 b. Planning:  
11 ..... \$ 7,865,454  
12 ..... FTEs 102.00  
13 c. Highways:  
14 ..... \$232,031,295  
15 ..... FTEs 2,057.00  
16 d. Motor vehicles:  
17 ..... \$ 1,413,540  
18 ..... FTEs 410.00  
19 e. Performance and technology:  
20 ..... \$ 2,825,960  
21 ..... FTEs 35.00  
22 2. For payments to the department of administrative  
23 services for utility services:  
24 ..... \$ 1,321,000  
25 3. Unemployment compensation:  
26 ..... \$ 138,000  
27 4. For payments to the department of administrative  
28 services for paying workers' compensation claims under  
29 chapter 85 on behalf of the employees of the department of  
30 transportation:  
31 ..... \$ 2,743,000  
32 5. For disposal of hazardous wastes from field locations and  
33 the central complex:  
34 ..... \$ 800,000  
35 6. For payment to the general fund of the state for indirect

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1 cost recoveries:  
2 ..... \$ 572,000  
3 7. For reimbursement to the auditor of state for audit  
4 expenses as provided in section 11.5B:  
5 ..... \$ 415,181  
6 8. For costs associated with producing transportation maps:  
7 ..... \$ 160,000  
8 9. For inventory and equipment replacement:  
9 ..... \$ 5,366,000  
10 10. For utility improvements at various locations:  
11 ..... \$ 400,000  
12 11. For roofing projects at various locations:  
13 ..... \$ 500,000  
14 12. For heating, cooling, and exhaust system improvements  
15 at various locations:  
16 ..... \$ 500,000  
17 13. For deferred maintenance projects at field facilities  
18 throughout the state:  
19 ..... \$ 1,500,000  
20 14. For wastewater treatment improvements at various  
21 locations:  
22 ..... \$ 1,000,000  
23 15. For replacement of the Mason City combined facility:  
24 ..... \$ 6,500,000  
25 For purposes of section 8.33, unless specifically provided  
26 otherwise, moneys appropriated in subsections 10 through 15  
27 that remain unencumbered or unobligated shall not revert  
28 but shall remain available for expenditure for the purposes  
29 designated until the close of the fiscal year that ends  
30 three years after the end of the fiscal year for which the  
31 appropriation was made. However, if the project or projects  
32 for which such appropriation was made are completed in an  
33 earlier fiscal year, unencumbered or unobligated moneys shall  
34 revert at the close of that same fiscal year.

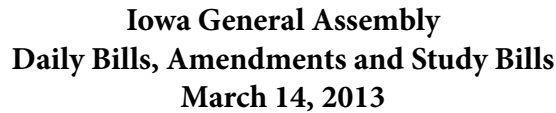
35

DIVISION II

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FY 2014-2015

Sec. 3. ROAD USE TAX FUND. There is appropriated from the road use tax fund created in section 312.1 to the department of transportation for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For the payment of costs associated with the production of driver's licenses, as defined in section 321.1, subsection 20A:

..... \$ 3,294,600

Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes specified in this subsection until the close of the succeeding fiscal year.

2. For salaries, support, maintenance, and miscellaneous purposes:

a. Operations:

..... \$ 5,427,216

b. Planning:

..... \$ 351,900

c. Motor vehicles:

..... \$ 28,832,850

d. Performance and technology:

..... \$ 391,034

3. For payments to the department of administrative services for utility services:

..... \$ 182,750

4. Unemployment compensation:

..... \$ 5,950

5. For payments to the department of administrative services for paying workers' compensation claims under chapter 85 on behalf of employees of the department of transportation:

..... \$ 96,900

6. For payment to the general fund of the state for indirect



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1 cost recoveries:  
2 ..... \$ 66,300  
3 7. For reimbursement to the auditor of state for audit  
4 expenses as provided in section 11.5B:  
5 ..... \$ 57,221  
6 8. For automation, telecommunications, and related costs  
7 associated with the county issuance of driver's licenses and  
8 vehicle registrations and titles:  
9 ..... \$ 1,195,100  
10 9. For transfer to the department of public safety for  
11 operating a system providing toll-free telephone road and  
12 weather conditions information:  
13 ..... \$ 85,000  
14 10. For costs associated with the participation in the  
15 Mississippi river parkway commission:  
16 ..... \$ 34,000  
17 11. For motor vehicle division field facility maintenance  
18 projects at various locations:  
19 ..... \$ 170,000  
20 For purposes of section 8.33, unless specifically provided  
21 otherwise, moneys appropriated in subsection 11 that remain  
22 unencumbered or unobligated shall not revert but shall remain  
23 available for expenditure for the purposes designated until  
24 the close of the fiscal year that ends three years after the  
25 end of the fiscal year for which the appropriation was made.  
26 However, if the projects for which the appropriation was  
27 made are completed in an earlier fiscal year, unencumbered  
28 or unobligated moneys shall revert at the close of that same  
29 fiscal year.  
30 Sec. 4. PRIMARY ROAD FUND. There is appropriated from the  
31 primary road fund created in section 313.3 to the department of  
32 transportation for the fiscal year beginning July 1, 2014, and  
33 ending June 30, 2015, the following amounts, or so much thereof  
34 as is necessary, to be used for the purposes designated:  
35 1. For salaries, support, maintenance, miscellaneous



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1 purposes, and for not more than the following full-time  
2 equivalent positions:  
3     a. Operations:  
4 ..... \$ 33,342,020  
5 ..... FTEs 266.00  
6     b. Planning:  
7 ..... \$ 6,685,636  
8 ..... FTEs 102.00  
9     c. Highways:  
10 ..... \$197,226,601  
11 ..... FTEs 2,057.00  
12     d. Motor vehicles:  
13 ..... \$ 1,201,509  
14 ..... FTEs 410.00  
15     e. Performance and technology:  
16 ..... \$ 2,402,066  
17 ..... FTEs 35.00  
18     2. For payments to the department of administrative  
19 services for utility services:  
20 ..... \$ 1,122,850  
21     3. Unemployment compensation:  
22 ..... \$ 117,300  
23     4. For payments to the department of administrative  
24 services for paying workers' compensation claims under  
25 chapter 85 on behalf of the employees of the department of  
26 transportation:  
27 ..... \$ 2,331,550  
28     5. For disposal of hazardous wastes from field locations and  
29 the central complex:  
30 ..... \$ 680,000  
31     6. For payment to the general fund of the state for indirect  
32 cost recoveries:  
33 ..... \$ 486,200  
34     7. For reimbursement to the auditor of state for audit  
35 expenses as provided in section 11.5B:



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1 ..... \$ 352,904  
2 8. For costs associated with producing transportation maps:  
3 ..... \$ 136,000  
4 9. For inventory and equipment replacement:  
5 ..... \$ 4,561,100  
6 10. For utility improvements at various locations:  
7 ..... \$ 340,000  
8 11. For roofing projects at various locations:  
9 ..... \$ 425,000  
10 12. For heating, cooling, and exhaust system improvements  
11 at various locations:  
12 ..... \$ 425,000  
13 13. For deferred maintenance projects at field facilities  
14 throughout the state:  
15 ..... \$ 1,275,000  
16 14. For wastewater treatment improvements at various  
17 locations:  
18 ..... \$ 850,000  
19 15. For replacement of the Des Moines north garage:  
20 ..... \$ 5,400,050  
21 For purposes of section 8.33, unless specifically provided  
22 otherwise, moneys appropriated in subsections 10 through 15  
23 that remain unencumbered or unobligated shall not revert  
24 but shall remain available for expenditure for the purposes  
25 designated until the close of the fiscal year that ends  
26 three years after the end of the fiscal year for which the  
27 appropriation was made. However, if the project or projects  
28 for which such appropriation was made are completed in an  
29 earlier fiscal year, unencumbered or unobligated moneys shall  
30 revert at the close of that same fiscal year.

31 EXPLANATION

32 This bill makes and limits appropriations for FY 2013-2014  
33 and FY 2014-2015 from the road use tax fund and the primary  
34 road fund to the department of transportation.  
35 FY 2013-2014. Appropriations from the road use tax fund

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1 include appropriations for driver's license production  
2 costs, operations, planning, motor vehicles, performance  
3 and technology, utility services provided by the department  
4 of administrative services, unemployment and workers'  
5 compensation, indirect cost recoveries, audits, county issuance  
6 of driver's licenses and vehicle registration and titling, a  
7 system providing toll-free telephone road and weather reports,  
8 participation in the Mississippi river parkway commission,  
9 motor vehicle division field facility maintenance projects, and  
10 scale replacement projects.

11 Appropriations from the primary road fund include  
12 appropriations for operations, planning, highways, motor  
13 vehicles, performance and technology, utility services provided  
14 by the department of administrative services, unemployment  
15 and workers' compensation, hazardous waste disposal, indirect  
16 cost recoveries, audits, production of transportation maps,  
17 inventory and equipment replacement, utility projects,  
18 roofing projects, heating and cooling improvements, deferred  
19 maintenance at field facilities, wastewater treatment  
20 improvements, and replacement of the Mason City combined  
21 facility.

22 FY 2014-2015. Appropriations from the road use tax fund  
23 include appropriations for driver's license production  
24 costs, operations, planning, motor vehicles, performance  
25 and technology, utility services provided by the department  
26 of administrative services, unemployment and workers'  
27 compensation, indirect cost recoveries, audits, county issuance  
28 of driver's licenses and vehicle registration and titling, a  
29 system providing toll-free telephone road and weather reports,  
30 participation in the Mississippi river parkway commission, and  
31 motor vehicle division field facility maintenance projects.

32 Appropriations from the primary road fund include  
33 appropriations for operations, planning, highways, motor  
34 vehicles, performance and technology, utility services provided  
35 by the department of administrative services, unemployment



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1 and workers' compensation, hazardous waste disposal, indirect  
2 cost recoveries, audits, production of transportation maps,  
3 inventory and equipment replacement, utility projects,  
4 roofing projects, heating and cooling improvements, deferred  
5 maintenance at field facilities, wastewater treatment  
6 improvements, and replacement of the Des Moines north garage.



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House File 603 - Introduced

HOUSE FILE 603  
BY COMMITTEE ON APPROPRIATIONS  
  
(SUCCESSOR TO HSB 219)

A BILL FOR

1 An Act relating to and making appropriations to certain state  
2 departments, agencies, funds, and certain other entities,  
3 providing for regulatory authority, and other properly  
4 related matters.  
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 DIVISION I  
2 FY 2013-2014  
3 Section 1. DEPARTMENT OF ADMINISTRATIVE SERVICES.  
4 1. There is appropriated from the general fund of the state  
5 to the department of administrative services for the fiscal  
6 year beginning July 1, 2013, and ending June 30, 2014, the  
7 following amounts, or so much thereof as is necessary, to be  
8 used for the purposes designated, and for not more than the  
9 following full-time equivalent positions:  
10 a. For salaries, support, maintenance, and miscellaneous  
11 purposes:  
12 ..... \$ 4,020,322  
13 ..... FTEs 73.49  
14 b. For the payment of utility costs:  
15 ..... \$ 2,676,460  
16 ..... FTEs 1.00  
17 Notwithstanding section 8.33, any excess moneys appropriated  
18 for utility costs in this lettered paragraph shall not revert  
19 to the general fund of the state at the end of the fiscal year  
20 but shall remain available for expenditure for the purposes of  
21 this lettered paragraph during the succeeding fiscal year.  
22 c. For Terrace Hill operations:  
23 ..... \$ 499,025  
24 ..... FTEs 7.00  
25 2. Members of the general assembly serving as members of  
26 the deferred compensation advisory board shall be entitled  
27 to receive per diem and necessary travel and actual expenses  
28 pursuant to section 2.10, subsection 5, while carrying out  
29 their official duties as members of the board.  
30 3. Any moneys and premiums collected by the department  
31 for workers' compensation shall be segregated into a separate  
32 workers' compensation fund in the state treasury to be used  
33 for payment of state employees' workers' compensation claims  
34 and administrative costs. Notwithstanding section 8.33,  
35 unencumbered or unobligated moneys remaining in this workers'

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1 compensation fund at the end of the fiscal year shall not  
2 revert but shall be available for expenditure for purposes of  
3 the fund for subsequent fiscal years.

4 Sec. 2. REVOLVING FUNDS. There is appropriated to the  
5 department of administrative services for the fiscal year  
6 beginning July 1, 2013, and ending June 30, 2014, from the  
7 revolving funds designated in chapter 8A and from internal  
8 service funds created by the department such amounts as the  
9 department deems necessary for the operation of the department  
10 consistent with the requirements of chapter 8A.

11 Sec. 3. FUNDING FOR IOWACCESS.

12 1. Notwithstanding section 321A.3, subsection 1, for  
13 the fiscal year beginning July 1, 2013, and ending June  
14 30, 2014, the first \$750,000 collected by the department of  
15 transportation and transferred to the treasurer of state with  
16 respect to the fees for transactions involving the furnishing  
17 of a certified abstract of a vehicle operating record under  
18 section 321A.3, subsection 1, shall be transferred to the  
19 IowAccess revolving fund for the purposes of developing,  
20 implementing, maintaining, and expanding electronic access to  
21 government records as provided by law.

22 2. All fees collected with respect to transactions  
23 involving IowAccess shall be deposited in the IowAccess  
24 revolving fund and shall be used only for the support of  
25 IowAccess projects.

26 Sec. 4. STATE EMPLOYEE HEALTH INSURANCE ADMINISTRATION  
27 CHARGE. For the fiscal year beginning July 1, 2013, and ending  
28 June 30, 2014, the monthly per contract administrative charge  
29 which may be assessed by the department of administrative  
30 services shall be \$2 per contract on all health insurance plans  
31 administered by the department.

32 Sec. 5. AUDITOR OF STATE.

33 1. There is appropriated from the general fund of the state  
34 to the office of the auditor of state for the fiscal year  
35 beginning July 1, 2013, and ending June 30, 2014, the following

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1 amount, or so much thereof as is necessary, to be used for  
2 the purposes designated, and for not more than the following  
3 full-time equivalent positions:

4 For salaries, support, maintenance, and miscellaneous  
5 purposes:

6 .....	\$	914,506
7 .....	FTEs	103.00

8 2. The auditor of state may retain additional full-time  
9 equivalent positions as is reasonable and necessary to  
10 perform governmental subdivision audits which are reimbursable  
11 pursuant to section 11.20 or 11.21, to perform audits which are  
12 requested by and reimbursable from the federal government, and  
13 to perform work requested by and reimbursable from departments  
14 or agencies pursuant to section 11.5A or 11.5B. The auditor  
15 of state shall notify the department of management, the  
16 legislative fiscal committee, and the legislative services  
17 agency of the additional full-time equivalent positions  
18 retained.

19 Sec. 6. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD. There  
20 is appropriated from the general fund of the state to the  
21 Iowa ethics and campaign disclosure board for the fiscal year  
22 beginning July 1, 2013, and ending June 30, 2014, the following  
23 amount, or so much thereof as is necessary, for the purposes  
24 designated:

25 For salaries, support, maintenance, and miscellaneous  
26 purposes, and for not more than the following full-time  
27 equivalent positions:

28 .....	\$	490,335
29 .....	FTEs	5.00

30 Sec. 7. DEPARTMENT OF COMMERCE.

31 1. There is appropriated from the general fund of the  
32 state to the department of commerce for the fiscal year  
33 beginning July 1, 2013, and ending June 30, 2014, the following  
34 amounts, or so much thereof as is necessary, for the purposes  
35 designated:

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1     a. ALCOHOLIC BEVERAGES DIVISION  
2     For salaries, support, maintenance, and miscellaneous  
3 purposes, and for not more than the following full-time  
4 equivalent positions:  
5 ..... \$ 1,220,391  
6 ..... FTEs 15.00  
7     b. PROFESSIONAL LICENSING AND REGULATION BUREAU  
8     For salaries, support, maintenance, and miscellaneous  
9 purposes, and for not more than the following full-time  
10 equivalent positions:  
11 ..... \$ 601,537  
12 ..... FTEs 12.00  
13     2. There is appropriated from the department of commerce  
14 revolving fund created in section 546.12 to the department of  
15 commerce for the fiscal year beginning July 1, 2013, and ending  
16 June 30, 2014, the following amounts, or so much thereof as is  
17 necessary, for the purposes designated:  
18     a. BANKING DIVISION  
19     For salaries, support, maintenance, and miscellaneous  
20 purposes, and for not more than the following full-time  
21 equivalent positions:  
22 ..... \$ 9,167,235  
23 ..... FTEs 70.50  
24     b. CREDIT UNION DIVISION  
25     For salaries, support, maintenance, and miscellaneous  
26 purposes, and for not more than the following full-time  
27 equivalent positions:  
28 ..... \$ 1,794,256  
29 ..... FTEs 15.00  
30     c. INSURANCE DIVISION  
31     (1) For salaries, support, maintenance, and miscellaneous  
32 purposes, and for not more than the following full-time  
33 equivalent positions:  
34 ..... \$ 5,032,989  
35 ..... FTEs 99.50

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1       (2) The insurance division may reallocate authorized  
2 full-time equivalent positions as necessary to respond to  
3 accreditation recommendations or requirements.  
4       (3) The insurance division expenditures for examination  
5 purposes may exceed the projected receipts, refunds, and  
6 reimbursements, estimated pursuant to section 505.7, subsection  
7 7, including the expenditures for retention of additional  
8 personnel, if the expenditures are fully reimbursable and the  
9 division first does both of the following:  
10      (a) Notifies the department of management, the legislative  
11 services agency, and the legislative fiscal committee of the  
12 need for the expenditures.  
13      (b) Files with each of the entities named in subparagraph  
14 division (a) the legislative and regulatory justification for  
15 the expenditures, along with an estimate of the expenditures.  
16      d. UTILITIES DIVISION  
17      (1) For salaries, support, maintenance, and miscellaneous  
18 purposes, and for not more than the following full-time  
19 equivalent positions:  
20 ..... \$ 8,179,405  
21 ..... FTEs 79.00  
22      (2) The utilities division may expend additional moneys,  
23 including moneys for additional personnel, if those additional  
24 expenditures are actual expenses which exceed the moneys  
25 budgeted for utility regulation and the expenditures are fully  
26 reimbursable. Before the division expends or encumbers an  
27 amount in excess of the moneys budgeted for regulation, the  
28 division shall first do both of the following:  
29      (a) Notify the department of management, the legislative  
30 services agency, and the legislative fiscal committee of the  
31 need for the expenditures.  
32      (b) File with each of the entities named in subparagraph  
33 division (a) the legislative and regulatory justification for  
34 the expenditures, along with an estimate of the expenditures.  
35      3. CHARGES. Each division and the office of consumer

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1 advocate shall include in its charges assessed or revenues  
2 generated an amount sufficient to cover the amount stated  
3 in its appropriation and any state-assessed indirect costs  
4 determined by the department of administrative services.

5     Sec. 8. DEPARTMENT OF COMMERCE — PROFESSIONAL LICENSING  
6 AND REGULATION BUREAU. There is appropriated from the housing  
7 trust fund created pursuant to section 16.181, to the bureau of  
8 professional licensing and regulation of the banking division  
9 of the department of commerce for the fiscal year beginning  
10 July 1, 2013, and ending June 30, 2014, the following amount,  
11 or so much thereof as is necessary, to be used for the purposes  
12 designated:

13     For salaries, support, maintenance, and miscellaneous  
14 purposes:

15 ..... \$       62,317

16     Sec. 9. IOWA TELECOMMUNICATIONS AND TECHNOLOGY  
17 COMMISSION — REGIONAL TELECOMMUNICATIONS COUNCILS. There is  
18 appropriated from the general fund of the state to the Iowa  
19 telecommunications and technology commission for the fiscal  
20 year beginning July 1, 2013, and ending June 30, 2014, the  
21 following amounts, or so much thereof as is necessary, to be  
22 used for the purposes designated:

23     For state aid for regional telecommunications councils:

24 ..... \$     992,913

25     The regional telecommunications councils established  
26 in section 8D.5 shall use the moneys appropriated in  
27 this section to provide technical assistance for network  
28 classrooms, planning and troubleshooting for local area  
29 networks, scheduling of video sites, and other related support  
30 activities.

31     Sec. 10. GOVERNOR AND LIEUTENANT GOVERNOR. There is  
32 appropriated from the general fund of the state to the offices  
33 of the governor and the lieutenant governor for the fiscal year  
34 beginning July 1, 2013, and ending June 30, 2014, the following  
35 amounts, or so much thereof as is necessary, to be used for the

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1 purposes designated:

2 For salaries, support, maintenance, and miscellaneous  
3 purposes:

4 ..... \$ 2,196,455  
5 ..... FTEs 20.00

6 Sec. 11. GOVERNOR'S OFFICE OF DRUG CONTROL POLICY. There  
7 is appropriated from the general fund of the state to the  
8 governor's office of drug control policy for the fiscal year  
9 beginning July 1, 2013, and ending June 30, 2014, the following  
10 amount, or so much thereof as is necessary, to be used for the  
11 purposes designated:

12 For salaries, support, maintenance, and miscellaneous  
13 purposes, including statewide coordination of the drug abuse  
14 resistance education (D.A.R.E.) programs or similar programs,  
15 and for not more than the following full-time equivalent  
16 positions:

17 ..... \$ 241,134  
18 ..... FTEs 4.00

19 Sec. 12. DEPARTMENT OF HUMAN RIGHTS. There is appropriated  
20 from the general fund of the state to the department of human  
21 rights for the fiscal year beginning July 1, 2013, and ending  
22 June 30, 2014, the following amounts, or so much thereof as is  
23 necessary, to be used for the purposes designated:

24 1. CENTRAL ADMINISTRATION DIVISION

25 For salaries, support, maintenance, and miscellaneous  
26 purposes, and for not more than the following full-time  
27 equivalent positions:

28 ..... \$ 224,184  
29 ..... FTEs 5.35

30 2. COMMUNITY ADVOCACY AND SERVICES DIVISION

31 For salaries, support, maintenance, and miscellaneous  
32 purposes, and for not more than the following full-time  
33 equivalent positions:

34 ..... \$ 1,028,077  
35 ..... FTEs 9.38

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1     Sec. 13. DEPARTMENT OF INSPECTIONS AND APPEALS. There  
2 is appropriated from the general fund of the state to the  
3 department of inspections and appeals for the fiscal year  
4 beginning July 1, 2013, and ending June 30, 2014, the following  
5 amounts, or so much thereof as is necessary, for the purposes  
6 designated:

7     1. ADMINISTRATION DIVISION

8     For salaries, support, maintenance, and miscellaneous  
9 purposes, and for not more than the following full-time  
10 equivalent positions:

11 .....	\$	545,242
12 .....	FTEs	13.65

13     2. ADMINISTRATIVE HEARINGS DIVISION

14     For salaries, support, maintenance, and miscellaneous  
15 purposes, and for not more than the following full-time  
16 equivalent positions:

17 .....	\$	678,942
18 .....	FTEs	23.00

19     3. INVESTIGATIONS DIVISION

20     a. For salaries, support, maintenance, and miscellaneous  
21 purposes, and for not more than the following full-time  
22 equivalent positions:

23 .....	\$	2,573,089
24 .....	FTEs	61.50

25     b. The department, in coordination with the investigations  
26 division, shall submit a report to the general assembly by  
27 December 1, 2013, concerning the division's activities relative  
28 to fraud in public assistance programs for the fiscal year  
29 beginning July 1, 2012, and ending June 30, 2013. The report  
30 shall include but is not limited to a summary of the number  
31 of cases investigated, case outcomes, overpayment dollars  
32 identified, amount of cost avoidance, and actual dollars  
33 recovered.

34     4. HEALTH FACILITIES DIVISION

35     a. For salaries, support, maintenance, and miscellaneous

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1 purposes, and for not more than the following full-time  
2 equivalent positions:

3 ..... \$ 5,092,033  
4 ..... FTEs 113.00

5 b. The department shall, in coordination with the health  
6 facilities division, make the following information available  
7 to the public as part of the department's development efforts  
8 to revise the department's internet website:

9 (1) The number of inspections conducted by the division  
10 annually by type of service provider and type of inspection.

11 (2) The total annual operations budget for the division,  
12 including general fund appropriations and federal contract  
13 dollars received by type of service provider inspected.

14 (3) The total number of full-time equivalent positions in  
15 the division, to include the number of full-time equivalent  
16 positions serving in a supervisory capacity, and serving as  
17 surveyors, inspectors, or monitors in the field by type of  
18 service provider inspected.

19 (4) Identification of state and federal survey trends,  
20 cited regulations, the scope and severity of deficiencies  
21 identified, and federal and state fines assessed and collected  
22 concerning nursing and assisted living facilities and programs.

23 c. It is the intent of the general assembly that the  
24 department and division continuously solicit input from  
25 facilities regulated by the division to assess and improve  
26 the division's level of collaboration and to identify new  
27 opportunities for cooperation.

28 5. EMPLOYMENT APPEAL BOARD

29 a. For salaries, support, maintenance, and miscellaneous  
30 purposes, and for not more than the following full-time  
31 equivalent positions:

32 ..... \$ 42,215  
33 ..... FTEs 11.00

34 b. The employment appeal board shall be reimbursed by  
35 the labor services division of the department of workforce



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1 development for all costs associated with hearings conducted  
2 under chapter 91C, related to contractor registration. The  
3 board may expend, in addition to the amount appropriated under  
4 this subsection, additional amounts as are directly billable  
5 to the labor services division under this subsection and to  
6 retain the additional full-time equivalent positions as needed  
7 to conduct hearings required pursuant to chapter 91C.

8 6. CHILD ADVOCACY BOARD

9 a. For foster care review and the court appointed special  
10 advocate program, including salaries, support, maintenance, and  
11 miscellaneous purposes, and for not more than the following  
12 full-time equivalent positions:

13 .....	\$	2,680,590
14 .....	FTEs	32.25

15 b. The department of human services, in coordination with  
16 the child advocacy board and the department of inspections and  
17 appeals, shall submit an application for funding available  
18 pursuant to Tit. IV-E of the federal Social Security Act for  
19 claims for child advocacy board administrative review costs.

20 c. The court appointed special advocate program shall  
21 investigate and develop opportunities for expanding  
22 fund-raising for the program.

23 d. Administrative costs charged by the department of  
24 inspections and appeals for items funded under this subsection  
25 shall not exceed 4 percent of the amount appropriated in this  
26 subsection.

27 7. FOOD AND CONSUMER SAFETY

28 For salaries, support, maintenance, and miscellaneous  
29 purposes, and for not more than the following full-time  
30 equivalent positions:

31 .....	\$	1,279,331
32 .....	FTEs	23.25

33 Sec. 14. DEPARTMENT OF INSPECTIONS AND APPEALS — MUNICIPAL  
34 CORPORATION FOOD INSPECTIONS. For the fiscal year beginning  
35 July 1, 2013, and ending June 30, 2014, the department of

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1 inspections and appeals shall retain any license fees generated  
2 during the fiscal year as a result of actions under section  
3 137F.3A occurring during the period beginning July 1, 2009,  
4 and ending June 30, 2014, for the purpose of enforcing the  
5 provisions of chapters 137C, 137D, and 137F.

6 Sec. 15. RACING AND GAMING COMMISSION.

7 1. RACETRACK REGULATION

8 There is appropriated from the gaming regulatory revolving  
9 fund established in section 99F.20 to the racing and gaming  
10 commission of the department of inspections and appeals for the  
11 fiscal year beginning July 1, 2013, and ending June 30, 2014,  
12 the following amount, or so much thereof as is necessary, to be  
13 used for the purposes designated:

14 For salaries, support, maintenance, and miscellaneous  
15 purposes for the regulation of pari-mutuel racetracks, and for  
16 not more than the following full-time equivalent positions:  
17 ..... \$ 3,068,492  
18 ..... FTEs 32.03

19 2. EXCURSION BOAT AND GAMBLING STRUCTURE REGULATION

20 There is appropriated from the gaming regulatory revolving  
21 fund established in section 99F.20 to the racing and gaming  
22 commission of the department of inspections and appeals for the  
23 fiscal year beginning July 1, 2013, and ending June 30, 2014,  
24 the following amount, or so much thereof as is necessary, to be  
25 used for the purposes designated:

26 a. For salaries, support, maintenance, and miscellaneous  
27 purposes for administration and enforcement of the excursion  
28 boat gambling and gambling structure laws, and for not more  
29 than the following full-time equivalent positions:  
30 ..... \$ 3,045,719  
31 ..... FTEs 40.72

32 b. For costs associated with conducting a socioeconomic  
33 study on the impact of gambling on Iowans if the study is  
34 required by law:  
35 ..... \$ 125,000

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1     Sec. 16. ROAD USE TAX FUND APPROPRIATION — DEPARTMENT OF  
2 INSPECTIONS AND APPEALS. There is appropriated from the road  
3 use tax fund created in section 312.1 to the administrative  
4 hearings division of the department of inspections and appeals  
5 for the fiscal year beginning July 1, 2013, and ending June 30,  
6 2014, the following amount, or so much thereof as is necessary,  
7 for the purposes designated:

8     For salaries, support, maintenance, and miscellaneous  
9 purposes:

10 ..... \$ 1,623,897

11     Sec. 17. DEPARTMENT OF MANAGEMENT.

12     1. There is appropriated from the general fund of the state  
13 to the department of management for the fiscal year beginning  
14 July 1, 2013, and ending June 30, 2014, the following amounts,  
15 or so much thereof as is necessary, to be used for the purposes  
16 designated:

17     For salaries, support, maintenance, and miscellaneous  
18 purposes, and for not more than the following full-time  
19 equivalent positions:

20 ..... \$ 2,550,220

21 ..... FTEs 21.00

22     2. Of the moneys appropriated in this section, the  
23 department shall use a portion for enterprise resource  
24 planning, providing for a salary model administrator,  
25 conducting performance audits, and for the department's LEAN  
26 process.

27     Sec. 18. ROAD USE TAX APPROPRIATION — DEPARTMENT OF  
28 MANAGEMENT. There is appropriated from the road use tax fund  
29 created in section 312.1 to the department of management for  
30 the fiscal year beginning July 1, 2013, and ending June 30,  
31 2014, the following amount, or so much thereof as is necessary,  
32 to be used for the purposes designated:

33     For salaries, support, maintenance, and miscellaneous  
34 purposes:

35 ..... \$ 56,000

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1     Sec. 19. IOWA PUBLIC INFORMATION BOARD. There is  
2 appropriated from the general fund of the state to the Iowa  
3 public information board for the fiscal year beginning July  
4 1, 2013, and ending June 30, 2014, the following amounts, or  
5 so much thereof as is necessary, to be used for the purposes  
6 designated:

7     For salaries, support, maintenance, and miscellaneous  
8 purposes and for not more than the following full-time  
9 equivalent positions:

10 .....	\$	100,000
11 .....	FTEs	1.00

12     Sec. 20. DEPARTMENT OF REVENUE.

13     1. There is appropriated from the general fund of the state  
14 to the department of revenue for the fiscal year beginning July  
15 1, 2013, and ending June 30, 2014, the following amounts, or  
16 so much thereof as is necessary, to be used for the purposes  
17 designated:

18     For salaries, support, maintenance, and miscellaneous  
19 purposes, and for not more than the following full-time  
20 equivalent positions:

21 .....	\$	17,880,839
22 .....	FTEs	242.24

23     2. Of the funds appropriated pursuant to this section,  
24 \$400,000 shall be used to pay the direct costs of compliance  
25 related to the collection and distribution of local sales and  
26 services taxes imposed pursuant to chapters 423B and 423E.

27     3. The director of revenue shall prepare and issue a state  
28 appraisal manual and the revisions to the state appraisal  
29 manual as provided in section 421.17, subsection 17, without  
30 cost to a city or county.

31     Sec. 21. MOTOR VEHICLE FUEL TAX APPROPRIATION. There is  
32 appropriated from the motor fuel tax fund created by section  
33 452A.77 to the department of revenue for the fiscal year  
34 beginning July 1, 2013, and ending June 30, 2014, the following  
35 amount, or so much thereof as is necessary, to be used for the

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1 purposes designated:

2 For salaries, support, maintenance, miscellaneous purposes,  
3 and for administration and enforcement of the provisions of  
4 chapter 452A and the motor vehicle use tax program:  
5 ..... \$ 1,305,775

6 Sec. 22. SECRETARY OF STATE.

7 1. There is appropriated from the general fund of the state  
8 to the office of the secretary of state for the fiscal year  
9 beginning July 1, 2013, and ending June 30, 2014, the following  
10 amounts, or so much thereof as is necessary, to be used for the  
11 purposes designated:

12 For salaries, support, maintenance, and miscellaneous  
13 purposes, and for not more than the following full-time  
14 equivalent positions:  
15 ..... \$ 2,896,699  
16 ..... FTEs 29.00

17 2. The state department or state agency which provides  
18 data processing services to support voter registration file  
19 maintenance and storage shall provide those services without  
20 charge.

21 Sec. 23. SECRETARY OF STATE FILING FEES REFUND.

22 Notwithstanding the obligation to collect fees pursuant to the  
23 provisions of section 489.117, subsection 1, paragraphs "a" and  
24 "o", section 490.122, subsection 1, paragraphs "a" and "s",  
25 and section 504.113, subsection 1, paragraphs "a", "c", "d",  
26 "j", "k", "l", and "m", for the fiscal year beginning July 1,  
27 2013, the secretary of state may refund these fees to the filer  
28 pursuant to rules established by the secretary of state. The  
29 decision of the secretary of state not to issue a refund under  
30 rules established by the secretary of state is final and not  
31 subject to review pursuant to chapter 17A.

32 Sec. 24. TREASURER OF STATE.

33 1. There is appropriated from the general fund of the  
34 state to the office of treasurer of state for the fiscal year  
35 beginning July 1, 2013, and ending June 30, 2014, the following

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1 amount, or so much thereof as is necessary, to be used for the  
2 purposes designated:

3 For salaries, support, maintenance, and miscellaneous  
4 purposes, and for not more than the following full-time  
5 equivalent positions:

6 ..... \$ 1,084,392  
7 ..... FTEs 28.80

8 2. The office of treasurer of state shall supply clerical,  
9 secretarial, and other administrative support for the executive  
10 council.

11 Sec. 25. ROAD USE TAX APPROPRIATION — OFFICE OF TREASURER  
12 OF STATE. There is appropriated from the road use tax fund  
13 created in section 312.1 to the office of treasurer of state  
14 for the fiscal year beginning July 1, 2013, and ending June 30,  
15 2014, the following amount, or so much thereof as is necessary,  
16 to be used for the purposes designated:

17 For enterprise resource management costs related to the  
18 distribution of road use tax funds:

19 ..... \$ 93,148

20 Sec. 26. IPERS — GENERAL OFFICE. There is appropriated  
21 from the Iowa public employees' retirement system fund to the  
22 Iowa public employees' retirement system for the fiscal year  
23 beginning July 1, 2013, and ending June 30, 2014, the following  
24 amount, or so much thereof as is necessary, to be used for the  
25 purposes designated:

26 For salaries, support, maintenance, and other operational  
27 purposes to pay the costs of the Iowa public employees'  
28 retirement system, and for not more than the following  
29 full-time equivalent positions:

30 ..... \$ 17,686,968  
31 ..... FTEs 90.13

32 Sec. 27. INTEGRATED INFORMATION FOR IOWA SYSTEM. There  
33 is appropriated from the general fund of the state to the  
34 following departments and agencies for the fiscal year  
35 beginning July 1, 2013, and ending June 30, 2014, the following

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1 amounts, or so much thereof as is necessary, to be used  
2 for the payment of services provided by the department of  
3 administrative services related to the integrated information  
4 for Iowa system:  
5     1. Department on aging:  
6 ..... \$       5,687  
7     2. Department of agriculture and land stewardship:  
8 ..... \$       24,164  
9     3. Department for the blind:  
10 ..... \$       6,543  
11     4. Iowa state civil rights commission:  
12 ..... \$       2,178  
13     5. College student aid commission:  
14 ..... \$       17,166  
15     6. Department of corrections:  
16 ..... \$       12,228  
17     7. Department of corrections for the Fort Madison  
18 correctional facility:  
19 ..... \$       28,799  
20     8. Department of corrections for the Anamosa correctional  
21 facility:  
22 ..... \$       22,967  
23     9. Department of corrections for the Oakdale correctional  
24 facility:  
25 ..... \$       57,645  
26     10. Department of corrections for the Newton correctional  
27 facility:  
28 ..... \$       18,818  
29     11. Department of corrections for the Mount Pleasant  
30 correctional facility:  
31 ..... \$       20,708  
32     12. Department of corrections for the Rockwell City  
33 correctional facility:  
34 ..... \$       7,205  
35     13. Department of corrections for the Clarinda correctional

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1 facility:		
2 .....	\$	17,703
3 14. Department of corrections for the Mitchellville		
4 correctional facility:		
5 .....	\$	13,431
6 15. Department of corrections for the Fort Dodge		
7 correctional facility:		
8 .....	\$	18,416
9 16. Department of cultural affairs:		
10 .....	\$	5,069
11 17. Economic development authority:		
12 .....	\$	47,407
13 18. Department of education:		
14 .....	\$	215,235
15 19. Department of education for the vocational		
16 rehabilitation services division:		
17 .....	\$	33,032
18 20. Department of education for the public broadcasting		
19 division:		
20 .....	\$	7,537
21 21. Department of human services for payments associated		
22 with administration:		
23 .....	\$	24,831
24 22. Department of human services for payments associated		
25 with assistance payments:		
26 .....	\$	581,192
27 23. Department of human services for the civil commitment		
28 unit for sexual offenders:		
29 .....	\$	8,599
30 24. Department of human services for payments associated		
31 with field operations:		
32 .....	\$	189,899
33 25. Department of human services for the state resource		
34 center at Glenwood:		
35 .....	\$	74,650

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1     26. Department of human services for the state resource  
2 center at Woodward:  
3 ..... \$     65,728  
4     27. Department of human services for the Iowa juvenile home  
5 at Toledo:  
6 ..... \$     7,766  
7     28. Department of human services for the state training  
8 school at Eldora:  
9 ..... \$     11,233  
10    29. Department of human services for the Cherokee mental  
11 health institute:  
12 ..... \$     10,273  
13    30. Department of human services for the Clarinda mental  
14 health institute:  
15 ..... \$     5,821  
16    31. Department of human services for the Independence  
17 mental health institute:  
18 ..... \$     15,304  
19    32. Department of human services for the Mount Pleasant  
20 mental health institute:  
21 ..... \$     7,375  
22    33. Office of the state public defender:  
23 ..... \$     20,061  
24    34. Iowa law enforcement academy:  
25 ..... \$     1,516  
26    35. Department of justice:  
27 ..... \$     21,975  
28    36. Department of natural resources:  
29 ..... \$     95,607  
30    37. Board of parole:  
31 ..... \$       748  
32    38. Department of public defense:  
33 ..... \$     27,436  
34    39. Department of public defense for the homeland security  
35 and emergency management division or its successor:

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1	.....	\$	55,346
2	40. Public employment relations board:		
3	.....	\$	526
4	41. Department of public health:		
5	.....	\$	51,018
6	42. Department of public safety:		
7	.....	\$	87,295
8	43. State board of regents:		
9	.....	\$	29,709
10	44. Department of veterans affairs:		
11	.....	\$	2,443
12	45. Department of veterans affairs for the Iowa veterans		
13	home:		
14	.....	\$	69,282
15	46. Department of workforce development:		
16	.....	\$	274,819
17	47. Judicial branch:		
18	.....	\$	137,380
19	48. Iowa general assembly:		
20	.....	\$	26,548
21	DIVISION II		
22	FY 2014-2015		
23	Sec. 28. DEPARTMENT OF ADMINISTRATIVE SERVICES.		
24	1. There is appropriated from the general fund of the state		
25	to the department of administrative services for the fiscal		
26	year beginning July 1, 2014, and ending June 30, 2015, the		
27	following amounts, or so much thereof as is necessary, to be		
28	used for the purposes designated, and for not more than the		
29	following full-time equivalent positions:		
30	a. For salaries, support, maintenance, and miscellaneous		
31	purposes:		
32	.....	\$	3,417,274
33	..... FTEs		73.42
34	b. For the payment of utility costs:		
35	.....	\$	2,274,991

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1 ..... FTEs 1.00  
2 Notwithstanding section 8.33, any excess moneys appropriated  
3 for utility costs in this lettered paragraph shall not revert  
4 to the general fund of the state at the end of the fiscal year  
5 but shall remain available for expenditure for the purposes of  
6 this lettered paragraph during the succeeding fiscal year.  
7 c. For Terrace Hill operations:  
8 ..... \$ 424,171  
9 ..... FTEs 7.00  
10 2. Members of the general assembly serving as members of  
11 the deferred compensation advisory board shall be entitled  
12 to receive per diem and necessary travel and actual expenses  
13 pursuant to section 2.10, subsection 5, while carrying out  
14 their official duties as members of the board.  
15 3. Any moneys and premiums collected by the department  
16 for workers' compensation shall be segregated into a separate  
17 workers' compensation fund in the state treasury to be used  
18 for payment of state employees' workers' compensation claims  
19 and administrative costs. Notwithstanding section 8.33,  
20 unencumbered or unobligated moneys remaining in this workers'  
21 compensation fund at the end of the fiscal year shall not  
22 revert but shall be available for expenditure for purposes of  
23 the fund for subsequent fiscal years.  
24 Sec. 29. REVOLVING FUNDS. There is appropriated to the  
25 department of administrative services for the fiscal year  
26 beginning July 1, 2014, and ending June 30, 2015, from the  
27 revolving funds designated in chapter 8A and from internal  
28 service funds created by the department such amounts as the  
29 department deems necessary for the operation of the department  
30 consistent with the requirements of chapter 8A.  
31 Sec. 30. FUNDING FOR IOWACCESS.  
32 1. Notwithstanding section 321A.3, subsection 1, for  
33 the fiscal year beginning July 1, 2014, and ending June  
34 30, 2015, the first \$750,000 collected by the department of  
35 transportation and transferred to the treasurer of state with

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1 respect to the fees for transactions involving the furnishing  
2 of a certified abstract of a vehicle operating record under  
3 section 321A.3, subsection 1, shall be transferred to the  
4 IowAccess revolving fund for the purposes of developing,  
5 implementing, maintaining, and expanding electronic access to  
6 government records as provided by law.

7 2. All fees collected with respect to transactions  
8 involving IowAccess shall be deposited in the IowAccess  
9 revolving fund and shall be used only for the support of  
10 IowAccess projects.

11 Sec. 31. STATE EMPLOYEE HEALTH INSURANCE ADMINISTRATION  
12 CHARGE. For the fiscal year beginning July 1, 2014, and ending  
13 June 30, 2015, the monthly per contract administrative charge  
14 which may be assessed by the department of administrative  
15 services shall be \$2 per contract on all health insurance plans  
16 administered by the department.

17 Sec. 32. AUDITOR OF STATE.

18 1. There is appropriated from the general fund of the state  
19 to the office of the auditor of state for the fiscal year  
20 beginning July 1, 2014, and ending June 30, 2015, the following  
21 amount, or so much thereof as is necessary, to be used for  
22 the purposes designated, and for not more than the following  
23 full-time equivalent positions:

24 For salaries, support, maintenance, and miscellaneous  
25 purposes:

26 .....	\$	777,330
27 .....	FTEs	103.00

28 2. The auditor of state may retain additional full-time  
29 equivalent positions as is reasonable and necessary to  
30 perform governmental subdivision audits which are reimbursable  
31 pursuant to section 11.20 or 11.21, to perform audits which are  
32 requested by and reimbursable from the federal government, and  
33 to perform work requested by and reimbursable from departments  
34 or agencies pursuant to section 11.5A or 11.5B. The auditor  
35 of state shall notify the department of management, the

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1 legislative fiscal committee, and the legislative services  
2 agency of the additional full-time equivalent positions  
3 retained.

4 Sec. 33. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD. There  
5 is appropriated from the general fund of the state to the  
6 Iowa ethics and campaign disclosure board for the fiscal year  
7 beginning July 1, 2014, and ending June 30, 2015, the following  
8 amount, or so much thereof as is necessary, for the purposes  
9 designated:

10 For salaries, support, maintenance, and miscellaneous  
11 purposes, and for not more than the following full-time  
12 equivalent positions:

13 .....	\$	416,785
14 .....	FTEs	5.00

15 Sec. 34. DEPARTMENT OF COMMERCE.

16 1. There is appropriated from the general fund of the  
17 state to the department of commerce for the fiscal year  
18 beginning July 1, 2014, and ending June 30, 2015, the following  
19 amounts, or so much thereof as is necessary, for the purposes  
20 designated:

21 a. ALCOHOLIC BEVERAGES DIVISION

22 For salaries, support, maintenance, and miscellaneous  
23 purposes, and for not more than the following full-time  
24 equivalent positions:

25 .....	\$	1,037,332
26 .....	FTEs	15.00

27 b. PROFESSIONAL LICENSING AND REGULATION BUREAU

28 For salaries, support, maintenance, and miscellaneous  
29 purposes, and for not more than the following full-time  
30 equivalent positions:

31 .....	\$	511,306
32 .....	FTEs	12.00

33 2. There is appropriated from the department of commerce  
34 revolving fund created in section 546.12 to the department of  
35 commerce for the fiscal year beginning July 1, 2014, and ending

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1 June 30, 2015, the following amounts, or so much thereof as is  
2 necessary, for the purposes designated:

3 a. BANKING DIVISION

4 For salaries, support, maintenance, and miscellaneous  
5 purposes, and for not more than the following full-time  
6 equivalent positions:

7 ..... \$ 7,792,150

8 ..... FTEs 70.50

9 b. CREDIT UNION DIVISION

10 For salaries, support, maintenance, and miscellaneous  
11 purposes, and for not more than the following full-time  
12 equivalent positions:

13 ..... \$ 1,525,118

14 ..... FTEs 15.00

15 c. INSURANCE DIVISION

16 (1) For salaries, support, maintenance, and miscellaneous  
17 purposes, and for not more than the following full-time  
18 equivalent positions:

19 ..... \$ 4,278,041

20 ..... FTEs 99.50

21 (2) The insurance division may reallocate authorized  
22 full-time equivalent positions as necessary to respond to  
23 accreditation recommendations or requirements.

24 (3) The insurance division expenditures for examination  
25 purposes may exceed the projected receipts, refunds, and  
26 reimbursements, estimated pursuant to section 505.7, subsection  
27 7, including the expenditures for retention of additional  
28 personnel, if the expenditures are fully reimbursable and the  
29 division first does both of the following:

30 (a) Notifies the department of management, the legislative  
31 services agency, and the legislative fiscal committee of the  
32 need for the expenditures.

33 (b) Files with each of the entities named in subparagraph  
34 division (a) the legislative and regulatory justification for  
35 the expenditures, along with an estimate of the expenditures.

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1 d. UTILITIES DIVISION

2 (1) For salaries, support, maintenance, and miscellaneous  
3 purposes, and for not more than the following full-time  
4 equivalent positions:

5 ..... \$ 6,952,494  
6 ..... FTEs 79.00

7 (2) The utilities division may expend additional moneys,  
8 including moneys for additional personnel, if those additional  
9 expenditures are actual expenses which exceed the moneys  
10 budgeted for utility regulation and the expenditures are fully  
11 reimbursable. Before the division expends or encumbers an  
12 amount in excess of the moneys budgeted for regulation, the  
13 division shall first do both of the following:

14 (a) Notify the department of management, the legislative  
15 services agency, and the legislative fiscal committee of the  
16 need for the expenditures.

17 (b) File with each of the entities named in subparagraph  
18 division (a) the legislative and regulatory justification for  
19 the expenditures, along with an estimate of the expenditures.

20 3. CHARGES. Each division and the office of consumer  
21 advocate shall include in its charges assessed or revenues  
22 generated an amount sufficient to cover the amount stated  
23 in its appropriation and any state-assessed indirect costs  
24 determined by the department of administrative services.

25 Sec. 35. DEPARTMENT OF COMMERCE — PROFESSIONAL LICENSING  
26 AND REGULATION BUREAU. There is appropriated from the housing  
27 trust fund created pursuant to section 16.181, to the bureau of  
28 professional licensing and regulation of the banking division  
29 of the department of commerce for the fiscal year beginning  
30 July 1, 2014, and ending June 30, 2015, the following amount,  
31 or so much thereof as is necessary, to be used for the purposes  
32 designated:

33 For salaries, support, maintenance, and miscellaneous  
34 purposes:

35 ..... \$ 52,969

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1     Sec. 36. IOWA TELECOMMUNICATIONS AND TECHNOLOGY  
2 COMMISSION — REGIONAL TELECOMMUNICATIONS COUNCILS. There is  
3 appropriated from the general fund of the state to the Iowa  
4 telecommunications and technology commission for the fiscal  
5 year beginning July 1, 2012, and ending June 30, 2013, the  
6 following amounts, or so much thereof as is necessary, to be  
7 used for the purposes designated:

8     For state aid for regional telecommunications councils:  
9 ..... \$     843,976

10    The regional telecommunications councils established  
11 in section 8D.5 shall use the moneys appropriated in  
12 this section to provide technical assistance for network  
13 classrooms, planning and troubleshooting for local area  
14 networks, scheduling of video sites, and other related support  
15 activities.

16    Sec. 37. GOVERNOR AND LIEUTENANT GOVERNOR. There is  
17 appropriated from the general fund of the state to the offices  
18 of the governor and the lieutenant governor for the fiscal year  
19 beginning July 1, 2014, and ending June 30, 2015, the following  
20 amounts, or so much thereof as is necessary, to be used for the  
21 purposes designated:

22    For salaries, support, maintenance, and miscellaneous  
23 purposes:  
24 ..... \$   1,866,987  
25 ..... FTEs       20.00

26    Sec. 38. GOVERNOR'S OFFICE OF DRUG CONTROL POLICY. There  
27 is appropriated from the general fund of the state to the  
28 governor's office of drug control policy for the fiscal year  
29 beginning July 1, 2014, and ending June 30, 2015, the following  
30 amount, or so much thereof as is necessary, to be used for the  
31 purposes designated:

32    For salaries, support, maintenance, and miscellaneous  
33 purposes, including statewide coordination of the drug abuse  
34 resistance education (D.A.R.E.) programs or similar programs,  
35 and for not more than the following full-time equivalent

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1 positions:

2 ..... \$ 204,964  
3 ..... FTEs 4.00

4 Sec. 39. DEPARTMENT OF HUMAN RIGHTS. There is appropriated  
5 from the general fund of the state to the department of human  
6 rights for the fiscal year beginning July 1, 2014, and ending  
7 June 30, 2015, the following amounts, or so much thereof as is  
8 necessary, to be used for the purposes designated:

9 1. CENTRAL ADMINISTRATION DIVISION

10 For salaries, support, maintenance, and miscellaneous  
11 purposes, and for not more than the following full-time  
12 equivalent positions:

13 ..... \$ 190,556  
14 ..... FTEs 5.35

15 2. COMMUNITY ADVOCACY AND SERVICES DIVISION

16 For salaries, support, maintenance, and miscellaneous  
17 purposes, and for not more than the following full-time  
18 equivalent positions:

19 ..... \$ 873,865  
20 ..... FTEs 9.38

21 Sec. 40. DEPARTMENT OF INSPECTIONS AND APPEALS. There  
22 is appropriated from the general fund of the state to the  
23 department of inspections and appeals for the fiscal year  
24 beginning July 1, 2014, and ending June 30, 2015, the following  
25 amounts, or so much thereof as is necessary, for the purposes  
26 designated:

27 1. ADMINISTRATION DIVISION

28 For salaries, support, maintenance, and miscellaneous  
29 purposes, and for not more than the following full-time  
30 equivalent positions:

31 ..... \$ 463,456  
32 ..... FTEs 13.65

33 2. ADMINISTRATIVE HEARINGS DIVISION

34 For salaries, support, maintenance, and miscellaneous  
35 purposes, and for not more than the following full-time

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1 equivalent positions:

2 ..... \$ 577,101

3 ..... FTEs 23.00

4 3. INVESTIGATIONS DIVISION

5 a. For salaries, support, maintenance, and miscellaneous  
6 purposes, and for not more than the following full-time  
7 equivalent positions:

8 ..... \$ 2,187,126

9 ..... FTEs 61.50

10 b. The department, in coordination with the investigations  
11 division, shall submit a report to the general assembly by  
12 December 1, 2014, concerning the division's activities relative  
13 to fraud in public assistance programs for the fiscal year  
14 beginning July 1, 2013, and ending June 30, 2014. The report  
15 shall include but is not limited to a summary of the number  
16 of cases investigated, case outcomes, overpayment dollars  
17 identified, amount of cost avoidance, and actual dollars  
18 recovered.

19 4. HEALTH FACILITIES DIVISION

20 a. For salaries, support, maintenance, and miscellaneous  
21 purposes, and for not more than the following full-time  
22 equivalent positions:

23 ..... \$ 4,328,228

24 ..... FTEs 113.00

25 b. The department shall, in coordination with the health  
26 facilities division, make the following information available  
27 to the public as part of the department's development efforts  
28 to revise the department's internet website:

29 (1) The number of inspections conducted by the division  
30 annually by type of service provider and type of inspection.

31 (2) The total annual operations budget for the division,  
32 including general fund appropriations and federal contract  
33 dollars received by type of service provider inspected.

34 (3) The total number of full-time equivalent positions in  
35 the division, to include the number of full-time equivalent

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1 positions serving in a supervisory capacity, and serving as  
2 surveyors, inspectors, or monitors in the field by type of  
3 service provider inspected.

4 (4) Identification of state and federal survey trends,  
5 cited regulations, the scope and severity of deficiencies  
6 identified, and federal and state fines assessed and collected  
7 concerning nursing and assisted living facilities and programs.

8 c. It is the intent of the general assembly that the  
9 department and division continuously solicit input from  
10 facilities regulated by the division to assess and improve  
11 the division's level of collaboration and to identify new  
12 opportunities for cooperation.

13 5. EMPLOYMENT APPEAL BOARD

14 a. For salaries, support, maintenance, and miscellaneous  
15 purposes, and for not more than the following full-time  
16 equivalent positions:

17 .....	\$	35,883
18 .....	FTEs	11.00

19 b. The employment appeal board shall be reimbursed by  
20 the labor services division of the department of workforce  
21 development for all costs associated with hearings conducted  
22 under chapter 91C, related to contractor registration. The  
23 board may expend, in addition to the amount appropriated under  
24 this subsection, additional amounts as are directly billable  
25 to the labor services division under this subsection and to  
26 retain the additional full-time equivalent positions as needed  
27 to conduct hearings required pursuant to chapter 91C.

28 6. CHILD ADVOCACY BOARD

29 a. For foster care review and the court appointed special  
30 advocate program, including salaries, support, maintenance, and  
31 miscellaneous purposes, and for not more than the following  
32 full-time equivalent positions:

33 .....	\$	2,278,502
34 .....	FTEs	32.25

35 b. The department of human services, in coordination with

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1 the child advocacy board and the department of inspections and  
2 appeals, shall submit an application for funding available  
3 pursuant to Tit. IV-E of the federal Social Security Act for  
4 claims for child advocacy board administrative review costs.

5 c. The court appointed special advocate program shall  
6 investigate and develop opportunities for expanding  
7 fund-raising for the program.

8 d. Administrative costs charged by the department of  
9 inspections and appeals for items funded under this subsection  
10 shall not exceed 4 percent of the amount appropriated in this  
11 subsection.

12 7. FOOD AND CONSUMER SAFETY

13 For salaries, support, maintenance, and miscellaneous  
14 purposes, and for not more than the following full-time  
15 equivalent positions:

16 .....	\$ 1,087,431
17 .....	FTEs 23.25

18 Sec. 41. DEPARTMENT OF INSPECTIONS AND APPEALS — MUNICIPAL  
19 CORPORATION FOOD INSPECTIONS. For the fiscal year beginning  
20 July 1, 2014, and ending June 30, 2015, the department of  
21 inspections and appeals shall retain any license fees generated  
22 during the fiscal year as a result of actions under section  
23 137F.3A occurring during the period beginning July 1, 2009,  
24 and ending June 30, 2015, for the purpose of enforcing the  
25 provisions of chapters 137C, 137D, and 137F.

26 Sec. 42. RACING AND GAMING COMMISSION.

27 1. RACETRACK REGULATION

28 There is appropriated from the gaming regulatory revolving  
29 fund established in section 99F.20 to the racing and gaming  
30 commission of the department of inspections and appeals for the  
31 fiscal year beginning July 1, 2014, and ending June 30, 2015,  
32 the following amount, or so much thereof as is necessary, to be  
33 used for the purposes designated:

34 For salaries, support, maintenance, and miscellaneous  
35 purposes for the regulation of pari-mutuel racetracks, and for

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1 not more than the following full-time equivalent positions:  
2 ..... \$ 2,608,218  
3 ..... FTEs 32.03

4 2. EXCURSION BOAT AND GAMBLING STRUCTURE REGULATION

5 There is appropriated from the gaming regulatory revolving  
6 fund established in section 99F.20 to the racing and gaming  
7 commission of the department of inspections and appeals for the  
8 fiscal year beginning July 1, 2014, and ending June 30, 2015,  
9 the following amount, or so much thereof as is necessary, to be  
10 used for the purposes designated:

11 For salaries, support, maintenance, and miscellaneous  
12 purposes for administration and enforcement of the excursion  
13 boat gambling and gambling structure laws, and for not more  
14 than the following full-time equivalent positions:  
15 ..... \$ 2,588,861  
16 ..... FTEs 40.72

17 Sec. 43. ROAD USE TAX FUND APPROPRIATION — DEPARTMENT OF  
18 INSPECTIONS AND APPEALS. There is appropriated from the road  
19 use tax fund created in section 312.1 to the administrative  
20 hearings division of the department of inspections and appeals  
21 for the fiscal year beginning July 1, 2014, and ending June 30,  
22 2015, the following amount, or so much thereof as is necessary,  
23 for the purposes designated:

24 For salaries, support, maintenance, and miscellaneous  
25 purposes:  
26 ..... \$ 1,380,312

27 Sec. 44. DEPARTMENT OF MANAGEMENT.

28 1. There is appropriated from the general fund of the state  
29 to the department of management for the fiscal year beginning  
30 July 1, 2014, and ending June 30, 2015, the following amounts,  
31 or so much thereof as is necessary, to be used for the purposes  
32 designated:

33 For salaries, support, maintenance, and miscellaneous  
34 purposes, and for not more than the following full-time  
35 equivalent positions:

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1 ..... \$ 2,167,687  
2 ..... FTEs 21.00

3 2. Of the moneys appropriated in this section, the  
4 department shall use a portion for enterprise resource  
5 planning, providing for a salary model administrator,  
6 conducting performance audits, and for the department's LEAN  
7 process.

8 Sec. 45. ROAD USE TAX APPROPRIATION — DEPARTMENT OF  
9 MANAGEMENT. There is appropriated from the road use tax fund  
10 created in section 312.1 to the department of management for  
11 the fiscal year beginning July 1, 2014, and ending June 30,  
12 2015, the following amount, or so much thereof as is necessary,  
13 to be used for the purposes designated:

14 For salaries, support, maintenance, and miscellaneous  
15 purposes:

16 ..... \$ 47,600

17 Sec. 46. IOWA PUBLIC INFORMATION BOARD. There is  
18 appropriated from the general fund of the state to the Iowa  
19 public information board for the fiscal year beginning July  
20 1, 2014, and ending June 30, 2015, the following amounts, or  
21 so much thereof as is necessary, to be used for the purposes  
22 designated:

23 For salaries, support, maintenance, and miscellaneous  
24 purposes and for not more than the following full-time  
25 equivalent positions:

26 ..... \$ 85,000

27 ..... FTEs 1.00

28 Sec. 47. DEPARTMENT OF REVENUE.

29 1. There is appropriated from the general fund of the state  
30 to the department of revenue for the fiscal year beginning July  
31 1, 2014, and ending June 30, 2015, the following amounts, or  
32 so much thereof as is necessary, to be used for the purposes  
33 designated:

34 For salaries, support, maintenance, and miscellaneous  
35 purposes, and for not more than the following full-time

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1 equivalent positions:

2 ..... \$ 15,198,713

3 ..... FTEs 242.24

4 2. Of the funds appropriated pursuant to this section,  
5 \$400,000 shall be used to pay the direct costs of compliance  
6 related to the collection and distribution of local sales and  
7 services taxes imposed pursuant to chapters 423B and 423E.

8 3. The director of revenue shall prepare and issue a state  
9 appraisal manual and the revisions to the state appraisal  
10 manual as provided in section 421.17, subsection 17, without  
11 cost to a city or county.

12 Sec. 48. MOTOR VEHICLE FUEL TAX APPROPRIATION. There is  
13 appropriated from the motor fuel tax fund created by section  
14 452A.77 to the department of revenue for the fiscal year  
15 beginning July 1, 2014, and ending June 30, 2015, the following  
16 amount, or so much thereof as is necessary, to be used for the  
17 purposes designated:

18 For salaries, support, maintenance, miscellaneous purposes,  
19 and for administration and enforcement of the provisions of  
20 chapter 452A and the motor vehicle use tax program:

21 ..... \$ 1,109,909

22 Sec. 49. SECRETARY OF STATE.

23 1. There is appropriated from the general fund of the state  
24 to the office of the secretary of state for the fiscal year  
25 beginning July 1, 2014, and ending June 30, 2015, the following  
26 amounts, or so much thereof as is necessary, to be used for the  
27 purposes designated:

28 For salaries, support, maintenance, and miscellaneous  
29 purposes, and for not more than the following full-time  
30 equivalent positions:

31 ..... \$ 2,462,194

32 ..... FTEs 29.00

33 2. The state department or state agency which provides  
34 data processing services to support voter registration file  
35 maintenance and storage shall provide those services without

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1 charge.

2 Sec. 50. SECRETARY OF STATE FILING FEES REFUND.

3 Notwithstanding the obligation to collect fees pursuant to the  
4 provisions of section 489.117, subsection 1, paragraphs "a" and  
5 "o", section 490.122, subsection 1, paragraphs "a" and "s",  
6 and section 504.113, subsection 1, paragraphs "a", "c", "d",  
7 "j", "k", "l", and "m", for the fiscal year beginning July 1,  
8 2014, the secretary of state may refund these fees to the filer  
9 pursuant to rules established by the secretary of state. The  
10 decision of the secretary of state not to issue a refund under  
11 rules established by the secretary of state is final and not  
12 subject to review pursuant to chapter 17A.

13 Sec. 51. TREASURER OF STATE.

14 1. There is appropriated from the general fund of the  
15 state to the office of treasurer of state for the fiscal year  
16 beginning July 1, 2014, and ending June 30, 2015, the following  
17 amount, or so much thereof as is necessary, to be used for the  
18 purposes designated:

19 For salaries, support, maintenance, and miscellaneous  
20 purposes, and for not more than the following full-time  
21 equivalent positions:

22 .....	\$	921,733
23 .....	FTEs	28.80

24 2. The office of treasurer of state shall supply clerical  
25 and secretarial support for the executive council.

26 Sec. 52. ROAD USE TAX APPROPRIATION — OFFICE OF TREASURER  
27 OF STATE. There is appropriated from the road use tax fund  
28 created in section 312.1 to the office of treasurer of state  
29 for the fiscal year beginning July 1, 2014, and ending June 30,  
30 2015, the following amount, or so much thereof as is necessary,  
31 to be used for the purposes designated:

32 For enterprise resource management costs related to the  
33 distribution of road use tax funds:

34 .....	\$	79,176
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35 Sec. 53. IPERS — GENERAL OFFICE. There is appropriated

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1 from the Iowa public employees' retirement system fund to the  
2 Iowa public employees' retirement system for the fiscal year  
3 beginning July 1, 2014, and ending June 30, 2015, the following  
4 amount, or so much thereof as is necessary, to be used for the  
5 purposes designated:

6 For salaries, support, maintenance, and other operational  
7 purposes to pay the costs of the Iowa public employees'  
8 retirement system, and for not more than the following  
9 full-time equivalent positions:

10 ..... \$ 15,033,923

11 ..... FTEs 90.13

12 Sec. 54. INTEGRATED INFORMATION FOR IOWA SYSTEM. There  
13 is appropriated from the general fund of the state to the  
14 following departments and agencies for the fiscal year  
15 beginning July 1, 2014, and ending June 30, 2015, the following  
16 amounts, or so much thereof as is necessary, to be used  
17 for the payment of services provided by the department of  
18 administrative services related to the integrated information  
19 for Iowa system:

20 1. Department on aging:

21 ..... \$ 5,687

22 2. Department of agriculture and land stewardship:

23 ..... \$ 24,164

24 3. Department for the blind:

25 ..... \$ 6,543

26 4. Iowa state civil rights commission:

27 ..... \$ 2,178

28 5. College student aid commission:

29 ..... \$ 17,166

30 6. Department of corrections:

31 ..... \$ 12,228

32 7. Department of corrections for the Fort Madison  
33 correctional facility:

34 ..... \$ 28,799

35 8. Department of corrections for the Anamosa correctional

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1 facility:		
2 .....	\$	22,967
3 9. Department of corrections for the Oakdale correctional		
4 facility:		
5 .....	\$	57,645
6 10. Department of corrections for the Newton correctional		
7 facility:		
8 .....	\$	18,818
9 11. Department of corrections for the Mount Pleasant		
10 correctional facility:		
11 .....	\$	20,708
12 12. Department of corrections for the Rockwell City		
13 correctional facility:		
14 .....	\$	7,205
15 13. Department of corrections for the Clarinda correctional		
16 facility:		
17 .....	\$	17,703
18 14. Department of corrections for the Mitchellville		
19 correctional facility:		
20 .....	\$	13,431
21 15. Department of corrections for the Fort Dodge		
22 correctional facility:		
23 .....	\$	18,416
24 16. Department of cultural affairs:		
25 .....	\$	5,069
26 17. Economic development authority:		
27 .....	\$	47,407
28 18. Department of education:		
29 .....	\$	215,235
30 19. Department of education for the vocational		
31 rehabilitation services division:		
32 .....	\$	33,032
33 20. Department of education for the public broadcasting		
34 division:		
35 .....	\$	7,537

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1     21. Department of human services for payments associated  
2 with administration:  
3 ..... \$     24,831  
4     22. Department of human services for payments associated  
5 with assistance payments:  
6 ..... \$     581,192  
7     23. Department of human services for the civil commitment  
8 unit for sexual offenders:  
9 ..... \$     8,599  
10    24. Department of human services for payments associated  
11 with field operations:  
12 ..... \$     189,899  
13    25. Department of human services for the state resource  
14 center at Glenwood:  
15 ..... \$     74,650  
16    26. Department of human services for the state resource  
17 center at Woodward:  
18 ..... \$     65,728  
19    27. Department of human services for the Iowa juvenile home  
20 at Toledo:  
21 ..... \$     7,766  
22    28. Department of human services for the state training  
23 school at Eldora:  
24 ..... \$     11,233  
25    29. Department of human services for the Cherokee mental  
26 health institute:  
27 ..... \$     10,273  
28    30. Department of human services for the Clarinda mental  
29 health institute:  
30 ..... \$     5,821  
31    31. Department of human services for the Independence  
32 mental health institute:  
33 ..... \$     15,304  
34    32. Department of human services for the Mount Pleasant  
35 mental health institute:

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1	.....	\$	7,375
2	33. Office of the state public defender:		
3	.....	\$	20,061
4	34. Iowa law enforcement academy:		
5	.....	\$	1,516
6	35. Department of justice:		
7	.....	\$	21,975
8	36. Department of natural resources:		
9	.....	\$	95,607
10	37. Board of parole:		
11	.....	\$	748
12	38. Department of public defense:		
13	.....	\$	27,436
14	39. Department of public defense for the homeland security		
15	and emergency management division or its successor:		
16	.....	\$	55,346
17	40. Public employment relations board:		
18	.....	\$	526
19	41. Department of public health:		
20	.....	\$	51,018
21	42. Department of public safety:		
22	.....	\$	87,295
23	43. State board of regents:		
24	.....	\$	29,709
25	44. Department of veterans affairs:		
26	.....	\$	2,443
27	45. Department of veterans affairs for the Iowa veterans		
28	home:		
29	.....	\$	69,282
30	46. Department of workforce development:		
31	.....	\$	274,819
32	47. Judicial branch:		
33	.....	\$	137,380
34	48. Iowa general assembly:		
35	.....	\$	26,548

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1 DIVISION III

2 AUDITS

3 Sec. 55. Section 331.502, Code 2013, is amended by adding  
4 the following new subsection:

5 NEW SUBSECTION. 41A. Have the authority to audit, at the  
6 auditor's discretion, the financial condition and transactions  
7 of all county funds and accounts for compliance with state and  
8 federal law.

9 EXPLANATION

10 FY 2013-2014. This bill relates to and appropriates  
11 moneys to various state departments, agencies, and funds for  
12 the fiscal year beginning July 1, 2013, and ending June 30,  
13 2014. The bill makes appropriations to state departments and  
14 agencies including the department of administrative services,  
15 auditor of state, Iowa ethics and campaign disclosure board,  
16 department of commerce, Iowa telecommunications and technology  
17 commission, offices of governor and lieutenant governor, the  
18 governor's office of drug control policy, department of human  
19 rights, department of inspections and appeals, department of  
20 management, department of revenue, Iowa public information  
21 board, secretary of state, treasurer of state, and Iowa public  
22 employees' retirement system. The bill also appropriates  
23 moneys to various other state departments and agencies  
24 for the payment of services provided by the department of  
25 administrative services related to the integrated information  
26 for Iowa system.

27 FY 2014-2015. The bill relates to and appropriates moneys  
28 to various state departments, agencies, and funds for the  
29 fiscal year beginning July 1, 2014, and ending June 30,  
30 2015. The bill makes appropriations to state departments and  
31 agencies including the department of administrative services,  
32 auditor of state, Iowa ethics and campaign disclosure board,  
33 department of commerce, Iowa telecommunications and technology  
34 commission, offices of governor and lieutenant governor, the  
35 governor's office of drug control policy, department of human

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1 rights, department of inspections and appeals, department of  
2 management, department of revenue, Iowa public information  
3 board, secretary of state, treasurer of state, and Iowa public  
4 employees' retirement system. The bill also appropriates  
5 moneys to various other state departments and agencies  
6 for the payment of services provided by the department of  
7 administrative services related to the integrated information  
8 for Iowa system.

9 AUDITS. Code section 331.502, concerning county auditor  
10 duties, is amended to authorize the county auditor to audit, at  
11 the auditor's discretion, all county funds and accounts.



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House File 604 - Introduced

HOUSE FILE 604  
BY COMMITTEE ON APPROPRIATIONS  
  
(SUCCESSOR TO HSB 220)  
(SUCCESSOR TO LSB 1003HA)

A BILL FOR

1 An Act relating to the funding of, the operation of, and  
2 appropriation of moneys to the college student aid  
3 commission, the department for the blind, the department of  
4 education, and the state board of regents, and providing for  
5 related matters.  
6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 DIVISION I  
2 FY 2013-2014  
3 DEPARTMENT FOR THE BLIND  
4 Section 1. ADMINISTRATION. There is appropriated from the  
5 general fund of the state to the department for the blind for  
6 the fiscal year beginning July 1, 2013, and ending June 30,  
7 2014, the following amount, or so much thereof as is necessary,  
8 to be used for the purposes designated:  
9 1. For salaries, support, maintenance, miscellaneous  
10 purposes, and for not more than the following full-time  
11 equivalent positions:  
12 ..... \$ 1,891,815  
13 ..... FTEs 88.00  
14 2. For costs associated with universal access to audio  
15 information over the phone on demand for blind and print  
16 handicapped Iowans:  
17 ..... \$ 50,000  
18 COLLEGE STUDENT AID COMMISSION  
19 Sec. 2. There is appropriated from the general fund of the  
20 state to the college student aid commission for the fiscal year  
21 beginning July 1, 2013, and ending June 30, 2014, the following  
22 amounts, or so much thereof as is necessary, to be used for the  
23 purposes designated:  
24 1. GENERAL ADMINISTRATION  
25 For salaries, support, maintenance, miscellaneous purposes,  
26 and for not more than the following full-time equivalent  
27 positions:  
28 ..... \$ 232,943  
29 ..... FTEs 3.95  
30 2. STUDENT AID PROGRAMS  
31 For payments to students for the Iowa grant program  
32 established in section 261.93:  
33 ..... \$ 717,956  
34 3. HEALTH CARE PROFESSIONAL RECRUITMENT PROGRAM  
35 For the loan repayment program for health care professionals

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1 established pursuant to section 261.19:  
2 ..... \$ 400,973  
3 4. NATIONAL GUARD EDUCATIONAL ASSISTANCE PROGRAM  
4 For purposes of providing national guard educational  
5 assistance under the program established in section 261.86:  
6 ..... \$ 5,100,233  
7 5. TEACHER SHORTAGE LOAN FORGIVENESS PROGRAM  
8 For the teacher shortage loan forgiveness program  
9 established in section 261.112:  
10 ..... \$ 392,452  
11 6. ALL IOWA OPPORTUNITY FOSTER CARE GRANT PROGRAM  
12 For purposes of the all Iowa opportunity foster care grant  
13 program established pursuant to section 261.6:  
14 ..... \$ 554,057  
15 7. ALL IOWA OPPORTUNITY SCHOLARSHIP PROGRAM  
16 a. For purposes of the all Iowa opportunity scholarship  
17 program established pursuant to section 261.87:  
18 ..... \$ 2,200,000  
19 b. If the moneys appropriated by the general assembly to the  
20 college student aid commission for fiscal year 2013-2014 for  
21 purposes of the all Iowa opportunity scholarship program exceed  
22 \$500,000, "eligible institution" as defined in section 261.87,  
23 shall, during fiscal year 2013-2014, include accredited private  
24 institutions as defined in section 261.9, subsection 1.  
25 8. REGISTERED NURSE AND NURSE EDUCATOR LOAN FORGIVENESS  
26 PROGRAM  
27 For purposes of the registered nurse and nurse educator loan  
28 forgiveness program established pursuant to section 261.23:  
29 ..... \$ 80,852  
30 9. BARBER AND COSMETOLOGY ARTS AND SCIENCES TUITION GRANT  
31 PROGRAM  
32 For purposes of the barber and cosmetology arts and sciences  
33 tuition grant program established pursuant to section 261.18:  
34 ..... \$ 36,938  
35 10. SKILLED WORKFORCE SHORTAGE TUITION GRANTS

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1 For purposes of providing skilled workforce shortage tuition  
2 grants in accordance with section 261.130:

3 ..... \$ 5,000,000

4 Notwithstanding section 8.33, moneys appropriated in this  
5 subsection that remain unencumbered or unobligated at the close  
6 of the fiscal year shall not revert but shall remain available  
7 for expenditure for the purposes designated until the close of  
8 the fiscal year that begins July 1, 2014.

9 11. RURAL IOWA PRIMARY CARE LOAN REPAYMENT PROGRAM

10 For purposes of the rural Iowa primary care loan repayment  
11 program established pursuant to section 261.113:

12 ..... \$ 2,000,000

13 Sec. 3. IOWA TUITION AND VOCATIONAL-TECHNICAL TUITION GRANT  
14 APPROPRIATIONS FOR FY 2013-2014. Notwithstanding the standing  
15 appropriations in the following designated sections for the  
16 fiscal year beginning July 1, 2013, and ending June 30, 2014,  
17 the amounts appropriated from the general fund of the state to  
18 the college student aid commission pursuant to these sections  
19 for the following designated purposes shall not exceed the  
20 following amounts:

21 1. For Iowa tuition grants under section 261.25, subsection  
22 1:

23 ..... \$ 46,513,448

24 2. For tuition grants for students attending for-profit  
25 accredited private institutions located in Iowa under section  
26 261.25, subsection 2:

27 ..... \$ 2,500,000

28 Sec. 4. CHIROPRACTIC LOAN FUNDS. Notwithstanding section  
29 261.72, the moneys deposited in the chiropractic loan  
30 revolving fund created pursuant to section 261.72 may be used  
31 for purposes of the chiropractic loan forgiveness program  
32 established in section 261.73.

33 Sec. 5. WORK-STUDY APPROPRIATION FOR FY 2013-2014.

34 Notwithstanding section 261.85, for the fiscal year beginning  
35 July 1, 2013, and ending June 30, 2014, the amount appropriated

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1 from the general fund of the state to the college student aid  
2 commission for the work-study program under section 261.85  
3 shall be zero.

4 DEPARTMENT OF EDUCATION

5 Sec. 6. There is appropriated from the general fund of  
6 the state to the department of education for the fiscal year  
7 beginning July 1, 2013, and ending June 30, 2014, the following  
8 amounts, or so much thereof as is necessary, to be used for the  
9 purposes designated:

10 1. GENERAL ADMINISTRATION

11 For salaries, support, maintenance, miscellaneous purposes,  
12 and for not more than the following full-time equivalent  
13 positions:

14 .....	\$	6,088,812
15 .....	FTEs	81.67

16 2. VOCATIONAL EDUCATION ADMINISTRATION

17 For salaries, support, maintenance, miscellaneous purposes,  
18 and for not more than the following full-time equivalent  
19 positions:

20 .....	\$	598,197
21 .....	FTEs	11.50

22 3. VOCATIONAL REHABILITATION SERVICES DIVISION

23 a. For salaries, support, maintenance, miscellaneous  
24 purposes, and for not more than the following full-time  
25 equivalent positions:

26 .....	\$	5,113,168
27 .....	FTEs	255.00

28 For purposes of optimizing the job placement of individuals  
29 with disabilities, the division shall make its best efforts  
30 to work with community rehabilitation program providers for  
31 job placement and retention services for individuals with  
32 significant disabilities and most significant disabilities. By  
33 January 15, 2014, the division shall submit a written report to  
34 the general assembly on the division's outreach efforts with  
35 community rehabilitation program providers.

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1     b. For matching funds for programs to enable persons  
2 with severe physical or mental disabilities to function more  
3 independently, including salaries and support, and for not more  
4 than the following full-time equivalent position:  
5 ..... \$       39,128  
6 ..... FTEs       1.00  
7     c. For the entrepreneurs with disabilities program  
8 established pursuant to section 259.4, subsection 9:  
9 ..... \$       145,535  
10    d. For costs associated with centers for independent  
11 living:  
12 ..... \$       40,294  
13    4. STATE LIBRARY  
14    a. For salaries, support, maintenance, miscellaneous  
15 purposes, and for not more than the following full-time  
16 equivalent positions:  
17 ..... \$   2,715,063  
18 ..... FTEs       29.00  
19    b. For the enrich Iowa program established under section  
20 256.57:  
21 ..... \$   2,174,228  
22    5. PUBLIC BROADCASTING DIVISION  
23    For salaries, support, maintenance, capital expenditures,  
24 miscellaneous purposes, and for not more than the following  
25 full-time equivalent positions:  
26 ..... \$   7,443,096  
27 ..... FTEs       82.00  
28    6. VOCATIONAL EDUCATION TO SECONDARY SCHOOLS  
29    For reimbursement for vocational education expenditures made  
30 by secondary schools:  
31 ..... \$   2,630,134  
32    Moneys appropriated in this subsection shall be used  
33 to reimburse school districts for vocational education  
34 expenditures made by secondary schools to meet the standards  
35 set in sections 256.11, 258.4, and 260C.14.



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1     7. SCHOOL FOOD SERVICE

2     For use as state matching funds for federal programs that  
3 shall be disbursed according to federal regulations, including  
4 salaries, support, maintenance, miscellaneous purposes, and for  
5 not more than the following full-time equivalent positions:

6 ..... \$ 2,176,797  
7 ..... FTEs 20.58

8     8. EARLY CHILDHOOD IOWA FUND — GENERAL AID

9     For deposit in the school ready children grants account of  
10 the early childhood Iowa fund created in section 256I.11:

11 ..... \$ 5,386,113

12     a. From the moneys deposited in the school ready children  
13 grants account for the fiscal year beginning July 1, 2013, and  
14 ending June 30, 2014, not more than \$265,950 is allocated for  
15 the early childhood Iowa office and other technical assistance  
16 activities. The early childhood Iowa state board shall direct  
17 staff to work with the early childhood stakeholders alliance  
18 created in section 256I.12 to inventory technical assistance  
19 needs. Moneys allocated under this lettered paragraph may be  
20 used by the early childhood Iowa state board for the purpose of  
21 skills development and support for ongoing training of staff.  
22 However, except as otherwise provided in this subsection,  
23 moneys shall not be used for additional staff or for the  
24 reimbursement of staff.

25     b. As a condition of receiving moneys appropriated in  
26 this subsection, each early childhood Iowa area board shall  
27 report to the early childhood Iowa state board progress on  
28 each of the local indicators approved by the area board. Each  
29 early childhood Iowa area board must also submit an annual  
30 budget for the area's comprehensive school ready children  
31 grant developed for providing services for children from birth  
32 through five years of age, and provide other information  
33 specified by the early childhood Iowa state board, including  
34 budget amendments as needed. The early childhood Iowa state  
35 board shall establish a submission deadline for the annual



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1 budget and any budget amendments that allow a reasonable period  
2 of time for preparation by the early childhood Iowa area boards  
3 and for review and approval or request for modification of  
4 the materials by the early childhood Iowa state board. In  
5 addition, each early childhood Iowa area board must continue to  
6 comply with reporting provisions and other requirements adopted  
7 by the early childhood Iowa state board in implementing section  
8 256I.9.

9 c. Of the amount appropriated in this subsection for  
10 deposit in the school ready children grants account of the  
11 early childhood Iowa fund, \$2,318,018 shall be used for efforts  
12 to improve the quality of early care, health, and education  
13 programs. Moneys allocated pursuant to this paragraph may be  
14 used for additional staff and for the reimbursement of staff.  
15 The early childhood Iowa state board may reserve a portion  
16 of the allocation, not to exceed \$88,650, for the technical  
17 assistance expenses of the early childhood Iowa state office,  
18 including the reimbursement of staff, and shall distribute  
19 the remainder to early childhood Iowa areas for local quality  
20 improvement efforts through a methodology identified by the  
21 early childhood Iowa state board to make the most productive  
22 use of the funding, which may include use of the distribution  
23 formula, grants, or other means.

24 d. Of the amount appropriated in this subsection for  
25 deposit in the school ready children grants account of  
26 the early childhood Iowa fund, \$825,030 shall be used for  
27 support of professional development and training activities  
28 for persons working in early care, health, and education by  
29 the early childhood Iowa state board in collaboration with  
30 the professional development component group of the early  
31 childhood Iowa stakeholders alliance maintained pursuant to  
32 section 256I.12, subsection 7, paragraph "b", and the early  
33 childhood Iowa area boards. Expenditures shall be limited to  
34 professional development and training activities agreed upon by  
35 the parties participating in the collaboration.

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1 9. EARLY CHILDHOOD IOWA FUND — PRESCHOOL TUITION  
2 ASSISTANCE

3 a. For deposit in the school ready children grants account  
4 of the early childhood Iowa fund created in section 256I.11:  
5 ..... \$ 5,428,877

6 b. The amount appropriated in this subsection shall be  
7 used for early care, health, and education programs to assist  
8 low-income parents with tuition for preschool and other  
9 supportive services for children ages three, four, and five  
10 who are not attending kindergarten in order to increase the  
11 basic family income eligibility requirement to not more than  
12 200 percent of the federal poverty level. In addition, if  
13 sufficient funding is available after addressing the needs of  
14 those who meet the basic income eligibility requirement, an  
15 early childhood Iowa area board may provide for eligibility  
16 for those with a family income in excess of the basic income  
17 eligibility requirement through use of a sliding scale or other  
18 copayment provisions.

19 10. EARLY CHILDHOOD IOWA FUND — FAMILY SUPPORT AND PARENT  
20 EDUCATION

21 a. For deposit in the school ready children grants account  
22 of the early childhood Iowa fund created in section 256I.11:  
23 ..... \$ 12,364,434

24 b. The amount appropriated in this subsection shall be  
25 used for family support services and parent education programs  
26 targeted to families expecting a child or with newborn and  
27 infant children through age five and shall be distributed using  
28 the distribution formula approved by the early childhood Iowa  
29 state board and shall be used by an early childhood Iowa area  
30 board only for family support services and parent education  
31 programs targeted to families expecting a child or with newborn  
32 and infant children through age five.

33 11. BIRTH TO AGE THREE SERVICES

34 For expansion of the federal Individuals with Disabilities  
35 Education Improvement Act of 2004, Pub. L. No. 108-446, as





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1 amended to January 1, 2013, birth through age three services  
2 due to increased numbers of children qualifying for those  
3 services:

4 ..... \$ 1,721,400  
5 From the moneys appropriated in this subsection, \$383,769  
6 shall be allocated to the child health specialty clinic at the  
7 state university of Iowa to provide additional support for  
8 infants and toddlers who are born prematurely, drug-exposed, or  
9 medically fragile.

10 12. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

11 To provide moneys for costs of providing textbooks to each  
12 resident pupil who attends a nonpublic school as authorized by  
13 section 301.1:

14 ..... \$ 560,214  
15 Funding under this subsection is limited to \$20 per pupil and  
16 shall not exceed the comparable services offered to resident  
17 public school pupils.

18 13. CORE CURRICULUM AND CAREER INFORMATION AND  
19 DECISION-MAKING SYSTEM

20 For purposes of implementing the statewide core curriculum  
21 for school districts and accredited nonpublic schools and a  
22 state-designated career information and decision-making system:  
23 ..... \$ 1,000,000

24 14. STUDENT ACHIEVEMENT AND TEACHER QUALITY PROGRAM

25 For purposes of the student achievement and teacher quality  
26 program established pursuant to chapter 284, and for not more  
27 than the following full-time equivalent positions:  
28 ..... \$ 4,785,000  
29 ..... FTEs 2.00

30 15. JOBS FOR AMERICA'S GRADUATES

31 For school districts to provide direct services to the  
32 most at-risk senior high school students enrolled in school  
33 districts through direct intervention by a jobs for America's  
34 graduates specialist:  
35 ..... \$ 540,000



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1     16.   EDUCATION REFORM  
2     For implementation of the education reform provisions  
3 pursuant to 2013 Iowa Acts, House File 215, section 89,  
4 amending section 284.13, subsection 1, new paragraph "0e", if  
5 enacted:  
6 ..... \$   5,000,000  
7     17.   MIDWESTERN HIGHER EDUCATION COMPACT  
8     For distribution to the midwestern higher education compact  
9 to pay Iowa's member state annual obligation:  
10 ..... \$     100,000  
11    Notwithstanding section 8.33, moneys appropriated for  
12 distribution to the midwestern higher education compact  
13 pursuant to this subsection that remain unencumbered or  
14 unobligated at the close of the fiscal year shall not revert  
15 but shall remain available for expenditure for the purpose  
16 designated until the close of the succeeding fiscal year.  
17    18.   COMMUNITY COLLEGES  
18    a.   For general state financial aid to merged areas as  
19 defined in section 260C.2 in accordance with chapters 258 and  
20 260C:  
21 ..... \$187,274,647  
22    Notwithstanding the allocation formula in section 260C.18C,  
23 the funds appropriated in this subsection shall be allocated  
24 as follows:  
25    (1)   Merged Area I..... \$   9,274,078  
26    (2)   Merged Area II..... \$   9,568,357  
27    (3)   Merged Area III..... \$   8,832,386  
28    (4)   Merged Area IV..... \$   4,341,129  
29    (5)   Merged Area V..... \$  10,488,707  
30    (6)   Merged Area VI..... \$   8,457,686  
31    (7)   Merged Area VII..... \$  12,761,965  
32    (8)   Merged Area IX..... \$  16,053,076  
33    (9)   Merged Area X..... \$  29,107,109  
34    (10)   Merged Area XI..... \$  30,531,328  
35    (11)   Merged Area XII..... \$  10,455,792

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1     (12) Merged Area XIII..... \$ 11,118,855  
2     (13) Merged Area XIV..... \$ 4,419,508  
3     (14) Merged Area XV..... \$ 13,859,256  
4     (15) Merged Area XVI..... \$ 8,005,415  
5     b. For distribution to community colleges to supplement  
6 faculty salaries:  
7 ..... \$ 500,000  
8     c. For deposit in the workforce training and economic  
9 development funds created pursuant to section 260C.18A:  
10 ..... \$ 8,000,000  
11     d. For deposit in the gap tuition assistance fund  
12 established pursuant to section 260I.2, subsection 2:  
13 ..... \$ 2,000,000  
14                     STATE BOARD OF REGENTS  
15     Sec. 7. There is appropriated from the general fund of  
16 the state to the state board of regents for the fiscal year  
17 beginning July 1, 2013, and ending June 30, 2014, the following  
18 amounts, or so much thereof as is necessary, to be used for the  
19 purposes designated:  
20     1. OFFICE OF STATE BOARD OF REGENTS  
21     a. For salaries, support, maintenance, miscellaneous  
22 purposes, and for not more than the following full-time  
23 equivalent positions:  
24 ..... \$ 1,065,005  
25 ..... FTEs 15.00  
26     The state board of regents shall submit a monthly financial  
27 report in a format agreed upon by the state board of regents  
28 office and the legislative services agency. The report  
29 submitted in December 2013 shall include the five-year  
30 graduation rates for the regents universities.  
31     b. For moneys to be allocated to the southwest Iowa graduate  
32 studies center:  
33 ..... \$ 182,734  
34     c. For moneys to be allocated to the siouxland interstate  
35 metropolitan planning council for the tristate graduate center

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1 under section 262.9, subsection 22:  
2 ..... \$ 66,601  
3 d. For moneys to be allocated to the quad-cities graduate  
4 studies center:  
5 ..... \$ 34,513  
6 The board may transfer moneys appropriated under paragraph  
7 "b", "c", or "d", of this subsection to any of the other  
8 centers specified in paragraph "b", "c", or "d", if the board  
9 notifies, in writing, the general assembly and the legislative  
10 services agency of the amount, the date, and the purpose of the  
11 transfer.  
12 e. For moneys to be distributed to Iowa public radio for  
13 public radio operations:  
14 ..... \$ 391,568  
15 2. STATE UNIVERSITY OF IOWA  
16 a. General university, including lakeside laboratory  
17 For salaries, support, maintenance, equipment, miscellaneous  
18 purposes, and for not more than the following full-time  
19 equivalent positions:  
20 ..... \$222,041,351  
21 ..... FTEs 5,058.55  
22 b. Oakdale campus  
23 For salaries, support, maintenance, miscellaneous purposes,  
24 and for not more than the following full-time equivalent  
25 positions:  
26 ..... \$ 2,186,558  
27 ..... FTEs 38.25  
28 c. State hygienic laboratory  
29 For salaries, support, maintenance, miscellaneous purposes,  
30 and for not more than the following full-time equivalent  
31 positions:  
32 ..... \$ 3,536,716  
33 ..... FTEs 102.50  
34 d. Family practice program  
35 For allocation by the dean of the college of medicine, with

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1 approval of the advisory board, to qualified participants  
2 to carry out the provisions of chapter 148D for the family  
3 practice program, including salaries and support, and for not  
4 more than the following full-time equivalent positions:  
5 ..... \$ 1,788,265  
6 ..... FTEs 190.40  
7 e. Child health care services  
8 For specialized child health care services, including  
9 childhood cancer diagnostic and treatment network programs,  
10 rural comprehensive care for hemophilia patients, and the  
11 Iowa high-risk infant follow-up program, including salaries  
12 and support, and for not more than the following full-time  
13 equivalent positions:  
14 ..... \$ 659,456  
15 ..... FTEs 57.97  
16 f. Statewide cancer registry  
17 For the statewide cancer registry, and for not more than the  
18 following full-time equivalent positions:  
19 ..... \$ 149,051  
20 ..... FTEs 2.10  
21 g. Substance abuse consortium  
22 For moneys to be allocated to the Iowa consortium for  
23 substance abuse research and evaluation, and for not more than  
24 the following full-time equivalent position:  
25 ..... \$ 55,529  
26 ..... FTEs 1.00  
27 h. Center for biocatalysis  
28 For the center for biocatalysis, and for not more than the  
29 following full-time equivalent positions:  
30 ..... \$ 723,727  
31 ..... FTEs 6.28  
32 i. Primary health care initiative  
33 For the primary health care initiative in the college  
34 of medicine, and for not more than the following full-time  
35 equivalent positions:



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1 ..... \$ 648,930  
2 ..... FTEs 5.89  
3 From the moneys appropriated in this lettered paragraph,  
4 \$254,889 shall be allocated to the department of family  
5 practice at the state university of Iowa college of medicine  
6 for family practice faculty and support staff.  
7 j. Birth defects registry  
8 For the birth defects registry, and for not more than the  
9 following full-time equivalent position:  
10 ..... \$ 38,288  
11 ..... FTEs 1.00  
12 k. Larned A. Waterman Iowa nonprofit resource center  
13 For the Larned A. Waterman Iowa nonprofit resource center,  
14 and for not more than the following full-time equivalent  
15 positions:  
16 ..... \$ 162,539  
17 ..... FTEs 2.75  
18 l. Iowa online advanced placement academy science,  
19 technology, engineering, and mathematics initiative  
20 For the establishment of the Iowa online advanced placement  
21 academy science, technology, engineering, and mathematics  
22 initiative:  
23 ..... \$ 481,849  
24 m. For the Iowa flood center for use by the university's  
25 college of engineering pursuant to section 466C.1:  
26 ..... \$ 1,500,000  
27 3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY  
28 a. General university  
29 For salaries, support, maintenance, equipment, miscellaneous  
30 purposes, and for not more than the following full-time  
31 equivalent positions:  
32 ..... \$173,986,353  
33 ..... FTEs 3,647.42  
34 b. Agricultural experiment station  
35 For the agricultural experiment station salaries, support,

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1 maintenance, miscellaneous purposes, and for not more than the  
2 following full-time equivalent positions:  
3 ..... \$ 28,111,877  
4 ..... FTEs 546.98  
5 c. Cooperative extension service in agriculture and home  
6 economics  
7 For the cooperative extension service in agriculture and  
8 home economics salaries, support, maintenance, miscellaneous  
9 purposes, and for not more than the following full-time  
10 equivalent positions:  
11 ..... \$ 17,936,722  
12 ..... FTEs 383.34  
13 d. Leopold center  
14 For agricultural research grants at Iowa state university of  
15 science and technology under section 266.39B, and for not more  
16 than the following full-time equivalent positions:  
17 ..... \$ 397,417  
18 ..... FTEs 11.25  
19 e. Livestock disease research  
20 For deposit in and the use of the livestock disease research  
21 fund under section 267.8:  
22 ..... \$ 172,844  
23 4. UNIVERSITY OF NORTHERN IOWA  
24 a. General university  
25 For salaries, support, maintenance, equipment, miscellaneous  
26 purposes, and for not more than the following full-time  
27 equivalent positions:  
28 ..... \$ 87,222,819  
29 ..... FTEs 1,447.50  
30 b. Recycling and reuse center  
31 For purposes of the recycling and reuse center, and for not  
32 more than the following full-time equivalent positions:  
33 ..... \$ 175,256  
34 ..... FTEs 3.00  
35 c. Science, technology, engineering, and mathematics (STEM)

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1 collaborative initiative

2 For purposes of the science, technology, engineering,  
3 and mathematics (STEM) collaborative initiative established  
4 pursuant to section 268.7, and for not more than the following  
5 full-time equivalent positions:

6 .....	\$	4,700,000
7 .....	FTEs	6.20

8 (1) From the moneys appropriated in this lettered  
9 paragraph, up to \$282,000 shall be allocated for salaries,  
10 staffing, and institutional support. The remainder of the  
11 moneys appropriated in this lettered paragraph shall be  
12 expended only to support activities directly related to  
13 recruitment of kindergarten through grade 12 mathematics and  
14 science teachers and for ongoing mathematics and science  
15 programming for students enrolled in kindergarten through grade  
16 12.

17 (2) The university of northern Iowa shall work with the  
18 community colleges to develop STEM professional development  
19 programs for community college instructors and STEM curriculum  
20 development.

21 d. Real estate education program

22 For purposes of the real estate education program, and for  
23 not more than the following full-time equivalent position:

24 .....	\$	125,302
25 .....	FTEs	1.00

26 5. STATE SCHOOL FOR THE DEAF

27 For salaries, support, maintenance, miscellaneous purposes,  
28 and for not more than the following full-time equivalent  
29 positions:

30 .....	\$	8,853,563
31 .....	FTEs	126.60

32 6. IOWA BRAILLE AND SIGHT SAVING SCHOOL

33 For salaries, support, maintenance, miscellaneous purposes,  
34 and for not more than the following full-time equivalent  
35 positions:

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1 ..... \$ 3,691,310  
2 ..... FTEs 62.87  
3 7. TUITION AND TRANSPORTATION COSTS  
4 For payment to local school boards for the tuition and  
5 transportation costs of students residing in the Iowa braille  
6 and sight saving school and the state school for the deaf  
7 pursuant to section 262.43 and for payment of certain clothing,  
8 prescription, and transportation costs for students at these  
9 schools pursuant to section 270.5:  
10 ..... \$ 11,763  
11 8. LICENSED CLASSROOM TEACHERS  
12 For distribution at the Iowa braille and sight saving school  
13 and the Iowa school for the deaf based upon the average yearly  
14 enrollment at each school as determined by the state board of  
15 regents:  
16 ..... \$ 82,049  
17 Sec. 8. ENERGY COST-SAVINGS PROJECTS — FINANCING. For  
18 the fiscal year beginning July 1, 2013, and ending June 30,  
19 2014, the state board of regents may use notes, bonds, or  
20 other evidences of indebtedness issued under section 262.48 to  
21 finance projects that will result in energy cost savings in an  
22 amount that will cause the state board to recover the cost of  
23 the projects within an average of six years.  
24 Sec. 9. PRESCRIPTION DRUG COSTS. Notwithstanding section  
25 270.7, the department of administrative services shall pay  
26 the state school for the deaf and the Iowa braille and sight  
27 saving school the moneys collected from the counties during the  
28 fiscal year beginning July 1, 2013, for expenses relating to  
29 prescription drug costs for students attending the state school  
30 for the deaf and the Iowa braille and sight saving school.  
31 Sec. 10. Section 284.13, subsection 1, paragraphs a, b, c,  
32 and d, Code 2013, are amended to read as follows:  
33 a. For the fiscal year beginning July 1, ~~2012~~ 2013, and  
34 ending June 30, ~~2013~~ 2014, to the department of education, the  
35 amount of five hundred eighty-five thousand dollars for the

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1 issuance of national board certification awards in accordance  
2 with section 256.44. Of the amount allocated under this  
3 paragraph, not less than eighty-five thousand dollars shall  
4 be used to administer the ambassador to education position in  
5 accordance with section 256.45.

6     **b.** For the fiscal year beginning July 1, ~~2012~~ 2013, and  
7 ending June 30, ~~2013~~ 2014, an amount up to two million four  
8 hundred sixty-three thousand five hundred ninety dollars  
9 for first-year and second-year beginning teachers, to the  
10 department of education for distribution to school districts  
11 and area education agencies for purposes of the beginning  
12 teacher mentoring and induction programs. A school district or  
13 area education agency shall receive one thousand three hundred  
14 dollars per beginning teacher participating in the program.  
15 If the funds appropriated for the program are insufficient to  
16 pay mentors, school districts, and area education agencies  
17 as provided in this paragraph, the department shall prorate  
18 the amount distributed to school districts and area education  
19 agencies based upon the amount appropriated. Moneys received  
20 by a school district or area education agency pursuant to  
21 this paragraph shall be expended to provide each mentor with  
22 an award of five hundred dollars per semester, at a minimum,  
23 for participation in the school district's or area education  
24 agency's beginning teacher mentoring and induction program;  
25 to implement the plan; and to pay any applicable costs of the  
26 employer's share of contributions to federal social security  
27 and the Iowa public employees' retirement system or a pension  
28 and annuity retirement system established under chapter 294,  
29 for such amounts paid by the district or area education agency.

30     **c.** For the fiscal year beginning July 1, ~~2012~~ 2013,  
31 and ending June 30, ~~2013~~ 2014, up to six hundred thousand  
32 dollars to the department for purposes of implementing the  
33 professional development program requirements of section 284.6,  
34 assistance in developing model evidence for teacher quality  
35 committees established pursuant to section 284.4, subsection

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1 1, paragraph "c", and the evaluator training program in section  
2 284.10. A portion of the funds allocated to the department for  
3 purposes of this paragraph may be used by the department for  
4 administrative purposes and for not more than four full-time  
5 equivalent positions.

6 d. For the fiscal year beginning July 1, ~~2012~~ 2013, and  
7 ending June 30, ~~2013~~ 2014, an amount up to one million one  
8 hundred thirty-six thousand four hundred ten dollars to  
9 the department for the establishment of teacher development  
10 academies in accordance with section 284.6, subsection 10. A  
11 portion of the funds allocated to the department for purposes  
12 of this paragraph may be used for administrative purposes.

13 DIVISION II

14 FY 2014-2015

15 DEPARTMENT FOR THE BLIND

16 Sec. 11. ADMINISTRATION. There is appropriated from the  
17 general fund of the state to the department for the blind for  
18 the fiscal year beginning July 1, 2014, and ending June 30,  
19 2015, the following amount, or so much thereof as is necessary,  
20 to be used for the purposes designated:

21 1. For salaries, support, maintenance, miscellaneous  
22 purposes, and for not more than the following full-time  
23 equivalent positions:

24 ..... \$ 1,608,043  
25 ..... FTEs 88.00

26 2. For costs associated with universal access to audio  
27 information over the phone on demand for blind and print  
28 handicapped Iowans:

29 ..... \$ 42,500

30 COLLEGE STUDENT AID COMMISSION

31 Sec. 12. There is appropriated from the general fund of the  
32 state to the college student aid commission for the fiscal year  
33 beginning July 1, 2014, and ending June 30, 2015, the following  
34 amounts, or so much thereof as is necessary, to be used for the  
35 purposes designated:

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1     1. GENERAL ADMINISTRATION  
2     For salaries, support, maintenance, miscellaneous purposes,  
3 and for not more than the following full-time equivalent  
4 positions:  
5 ..... \$     198,002  
6 ..... FTEs         3.95  
7     2. STUDENT AID PROGRAMS  
8     For payments to students for the Iowa grant program  
9 established in section 261.93:  
10 ..... \$     610,263  
11    3. HEALTH CARE PROFESSIONAL RECRUITMENT PROGRAM  
12    For the loan repayment program for health care professionals  
13 established pursuant to section 261.19:  
14 ..... \$     340,827  
15    4. NATIONAL GUARD EDUCATIONAL ASSISTANCE PROGRAM  
16    For purposes of providing national guard educational  
17 assistance under the program established in section 261.86:  
18 ..... \$     4,335,198  
19    5. TEACHER SHORTAGE LOAN FORGIVENESS PROGRAM  
20    For the teacher shortage loan forgiveness program  
21 established in section 261.112:  
22 ..... \$     333,584  
23    6. ALL IOWA OPPORTUNITY FOSTER CARE GRANT PROGRAM  
24    For purposes of the all Iowa opportunity foster care grant  
25 program established pursuant to section 261.6:  
26 ..... \$     470,948  
27    7. ALL IOWA OPPORTUNITY SCHOLARSHIP PROGRAM  
28    a. For purposes of the all Iowa opportunity scholarship  
29 program established pursuant to section 261.87:  
30 ..... \$     1,870,000  
31    b. If the moneys appropriated by the general assembly to the  
32 college student aid commission for fiscal year 2014-2015 for  
33 purposes of the all Iowa opportunity scholarship program exceed  
34 \$500,000, "eligible institution" as defined in section 261.87,  
35 shall, during fiscal year 2014-2015, include accredited private



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1 institutions as defined in section 261.9, subsection 1.

2 8. REGISTERED NURSE AND NURSE EDUCATOR LOAN FORGIVENESS  
3 PROGRAM

4 For purposes of the registered nurse and nurse educator loan  
5 forgiveness program established pursuant to section 261.23:

6 ..... \$ 68,724

7 9. BARBER AND COSMETOLOGY ARTS AND SCIENCES TUITION GRANT  
8 PROGRAM

9 For purposes of the barber and cosmetology arts and sciences  
10 tuition grant program established pursuant to section 261.18:

11 ..... \$ 31,397

12 10. SKILLED WORKFORCE SHORTAGE TUITION GRANTS

13 For purposes of providing skilled workforce shortage tuition  
14 grants in accordance with section 261.130:

15 ..... \$ 4,250,000

16 Notwithstanding section 8.33, moneys appropriated in this  
17 subsection that remain unencumbered or unobligated at the close  
18 of the fiscal year shall not revert but shall remain available  
19 for expenditure for the purposes designated until the close of  
20 the fiscal year that begins July 1, 2015.

21 11. RURAL IOWA PRIMARY CARE LOAN REPAYMENT PROGRAM

22 For purposes of the rural Iowa primary care loan repayment  
23 program established pursuant to section 261.113:

24 ..... \$ 1,700,000

25 Sec. 13. IOWA TUITION AND VOCATIONAL-TECHNICAL TUITION  
26 GRANT APPROPRIATIONS FOR FY 2014-2015. Notwithstanding the  
27 standing appropriations in the following designated sections  
28 for the fiscal year beginning July 1, 2014, and ending June 30,  
29 2015, the amounts appropriated from the general fund of the  
30 state to the college student aid commission pursuant to these  
31 sections for the following designated purposes shall not exceed  
32 the following amounts:

33 1. For Iowa tuition grants under section 261.25, subsection  
34 1:

35 ..... \$ 39,536,431

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1     2. For tuition grants for students attending for-profit  
2 accredited private institutions located in Iowa under section  
3 261.25, subsection 2:

4 ..... \$ 2,125,000

5     3. For vocational-technical tuition grants under section  
6 261.25, subsection 3:

7 ..... \$ 1,912,657

8     Sec. 14. CHIROPRACTIC LOAN FUNDS. Notwithstanding  
9 section 261.72, the moneys deposited in the chiropractic loan  
10 revolving fund created pursuant to section 261.72 may be used  
11 for purposes of the chiropractic loan forgiveness program  
12 established in section 261.73.

13     Sec. 15. WORK-STUDY APPROPRIATION FOR FY 2014-2015.  
14 Notwithstanding section 261.85, for the fiscal year beginning  
15 July 1, 2014, and ending June 30, 2015, the amount appropriated  
16 from the general fund of the state to the college student aid  
17 commission for the work-study program under section 261.85  
18 shall be zero.

19                                 DEPARTMENT OF EDUCATION

20     Sec. 16. There is appropriated from the general fund of  
21 the state to the department of education for the fiscal year  
22 beginning July 1, 2014, and ending June 30, 2015, the following  
23 amounts, or so much thereof as is necessary, to be used for the  
24 purposes designated:

25     1. GENERAL ADMINISTRATION

26     For salaries, support, maintenance, miscellaneous purposes,  
27 and for not more than the following full-time equivalent  
28 positions:

29 ..... \$ 5,175,490

30 ..... FTEs 81.67

31     2. VOCATIONAL EDUCATION ADMINISTRATION

32     For salaries, support, maintenance, miscellaneous purposes,  
33 and for not more than the following full-time equivalent  
34 positions:

35 ..... \$ 508,467

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1 ..... FTEs 11.50  
2 3. VOCATIONAL REHABILITATION SERVICES DIVISION  
3 a. For salaries, support, maintenance, miscellaneous  
4 purposes, and for not more than the following full-time  
5 equivalent positions:  
6 ..... \$ 4,346,193  
7 ..... FTEs 255.00  
8 For purposes of optimizing the job placement of individuals  
9 with disabilities, the division shall make its best efforts  
10 to work with community rehabilitation program providers for  
11 job placement and retention services for individuals with  
12 significant disabilities and most significant disabilities. By  
13 January 15, 2015, the division shall submit a written report to  
14 the general assembly on the division's outreach efforts with  
15 community rehabilitation program providers.  
16 b. For matching funds for programs to enable persons  
17 with severe physical or mental disabilities to function more  
18 independently, including salaries and support, and for not more  
19 than the following full-time equivalent position:  
20 ..... \$ 33,259  
21 ..... FTEs 1.00  
22 c. For the entrepreneurs with disabilities program  
23 established pursuant to section 259.4, subsection 9:  
24 ..... \$ 123,705  
25 d. For costs associated with centers for independent  
26 living:  
27 ..... \$ 34,250  
28 4. STATE LIBRARY  
29 a. For salaries, support, maintenance, miscellaneous  
30 purposes, and for not more than the following full-time  
31 equivalent positions:  
32 ..... \$ 2,307,804  
33 ..... FTEs 29.00  
34 b. For the enrich Iowa program established under section  
35 256.57:



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1 ..... \$ 1,848,094  
2 5. PUBLIC BROADCASTING DIVISION  
3 For salaries, support, maintenance, capital expenditures,  
4 miscellaneous purposes, and for not more than the following  
5 full-time equivalent positions:  
6 ..... \$ 6,326,632  
7 ..... FTEs 82.00  
8 6. VOCATIONAL EDUCATION TO SECONDARY SCHOOLS  
9 For reimbursement for vocational education expenditures made  
10 by secondary schools:  
11 ..... \$ 2,235,614  
12 Moneys appropriated in this subsection shall be used  
13 to reimburse school districts for vocational education  
14 expenditures made by secondary schools to meet the standards  
15 set in sections 256.11, 258.4, and 260C.14.  
16 7. SCHOOL FOOD SERVICE  
17 For use as state matching funds for federal programs that  
18 shall be disbursed according to federal regulations, including  
19 salaries, support, maintenance, miscellaneous purposes, and for  
20 not more than the following full-time equivalent positions:  
21 ..... \$ 1,850,277  
22 ..... FTEs 20.58  
23 8. EARLY CHILDHOOD IOWA FUND — GENERAL AID  
24 For deposit in the school ready children grants account of  
25 the early childhood Iowa fund created in section 256I.11:  
26 ..... \$ 4,578,196  
27 a. From the moneys deposited in the school ready children  
28 grants account for the fiscal year beginning July 1, 2014, and  
29 ending June 30, 2015, not more than \$265,950 is allocated for  
30 the early childhood Iowa office and other technical assistance  
31 activities. The early childhood Iowa state board shall direct  
32 staff to work with the early childhood stakeholders alliance  
33 created in section 256I.12 to inventory technical assistance  
34 needs. Moneys allocated under this lettered paragraph may be  
35 used by the early childhood Iowa state board for the purpose of

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1 skills development and support for ongoing training of staff.  
2 However, except as otherwise provided in this subsection,  
3 moneys shall not be used for additional staff or for the  
4 reimbursement of staff.

5     b. As a condition of receiving moneys appropriated in  
6 this subsection, each early childhood Iowa area board shall  
7 report to the early childhood Iowa state board progress on  
8 each of the local indicators approved by the area board. Each  
9 early childhood Iowa area board must also submit an annual  
10 budget for the area's comprehensive school ready children  
11 grant developed for providing services for children from birth  
12 through five years of age, and provide other information  
13 specified by the early childhood Iowa state board, including  
14 budget amendments as needed. The early childhood Iowa state  
15 board shall establish a submission deadline for the annual  
16 budget and any budget amendments that allow a reasonable period  
17 of time for preparation by the early childhood Iowa area boards  
18 and for review and approval or request for modification of  
19 the materials by the early childhood Iowa state board. In  
20 addition, each early childhood Iowa area board must continue to  
21 comply with reporting provisions and other requirements adopted  
22 by the early childhood Iowa state board in implementing section  
23 256I.9.

24     c. Of the amount appropriated in this subsection for  
25 deposit in the school ready children grants account of the  
26 early childhood Iowa fund, \$2,318,018 shall be used for efforts  
27 to improve the quality of early care, health, and education  
28 programs. Moneys allocated pursuant to this paragraph may be  
29 used for additional staff and for the reimbursement of staff.  
30 The early childhood Iowa state board may reserve a portion  
31 of the allocation, not to exceed \$88,650, for the technical  
32 assistance expenses of the early childhood Iowa state office,  
33 including the reimbursement of staff, and shall distribute  
34 the remainder to early childhood Iowa areas for local quality  
35 improvement efforts through a methodology identified by the

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1 early childhood Iowa state board to make the most productive  
2 use of the funding, which may include use of the distribution  
3 formula, grants, or other means.

4 d. Of the amount appropriated in this subsection for  
5 deposit in the school ready children grants account of  
6 the early childhood Iowa fund, \$825,030 shall be used for  
7 support of professional development and training activities  
8 for persons working in early care, health, and education by  
9 the early childhood Iowa state board in collaboration with  
10 the professional development component group of the early  
11 childhood Iowa stakeholders alliance maintained pursuant to  
12 section 256I.12, subsection 7, paragraph "b", and the early  
13 childhood Iowa area boards. Expenditures shall be limited to  
14 professional development and training activities agreed upon by  
15 the parties participating in the collaboration.

16 9. EARLY CHILDHOOD IOWA FUND — PRESCHOOL TUITION  
17 ASSISTANCE

18 a. For deposit in the school ready children grants account  
19 of the early childhood Iowa fund created in section 256I.11:  
20 ..... \$ 4,614,545

21 b. The amount appropriated in this subsection shall be  
22 used for early care, health, and education programs to assist  
23 low-income parents with tuition for preschool and other  
24 supportive services for children ages three, four, and five  
25 who are not attending kindergarten in order to increase the  
26 basic family income eligibility requirement to not more than  
27 200 percent of the federal poverty level. In addition, if  
28 sufficient funding is available after addressing the needs of  
29 those who meet the basic income eligibility requirement, an  
30 early childhood Iowa area board may provide for eligibility  
31 for those with a family income in excess of the basic income  
32 eligibility requirement through use of a sliding scale or other  
33 copayment provisions.

34 10. EARLY CHILDHOOD IOWA FUND — FAMILY SUPPORT AND PARENT  
35 EDUCATION



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1 a. For deposit in the school ready children grants account  
2 of the early childhood Iowa fund created in section 256I.11:  
3 ..... \$ 10,509,769

4 b. The amount appropriated in this subsection shall be  
5 used for family support services and parent education programs  
6 targeted to families expecting a child or with newborn and  
7 infant children through age five and shall be distributed using  
8 the distribution formula approved by the early childhood Iowa  
9 state board and shall be used by an early childhood Iowa area  
10 board only for family support services and parent education  
11 programs targeted to families expecting a child or with newborn  
12 and infant children through age five.

13 11. BIRTH TO AGE THREE SERVICES

14 For expansion of the federal Individuals with Disabilities  
15 Education Improvement Act of 2004, Pub. L. No. 108-446, as  
16 amended to January 1, 2014, birth through age three services  
17 due to increased numbers of children qualifying for those  
18 services:

19 ..... \$ 1,463,190

20 From the moneys appropriated in this subsection, \$383,769  
21 shall be allocated to the child health specialty clinic at the  
22 state university of Iowa to provide additional support for  
23 infants and toddlers who are born prematurely, drug-exposed, or  
24 medically fragile.

25 12. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

26 To provide moneys for costs of providing textbooks to each  
27 resident pupil who attends a nonpublic school as authorized by  
28 section 301.1:

29 ..... \$ 476,182

30 Funding under this subsection is limited to \$20 per pupil and  
31 shall not exceed the comparable services offered to resident  
32 public school pupils.

33 13. CORE CURRICULUM AND CAREER INFORMATION AND  
34 DECISION-MAKING SYSTEM

35 For purposes of implementing the statewide core curriculum

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1 for school districts and accredited nonpublic schools and a  
2 state-designated career information and decision-making system:  
3 ..... \$ 850,000  
4 14. STUDENT ACHIEVEMENT AND TEACHER QUALITY PROGRAM  
5 For purposes of the student achievement and teacher quality  
6 program established pursuant to chapter 284, and for not more  
7 than the following full-time equivalent positions:  
8 ..... \$ 4,067,250  
9 ..... FTEs 2.00  
10 15. JOBS FOR AMERICA'S GRADUATES  
11 For school districts to provide direct services to the  
12 most at-risk senior high school students enrolled in school  
13 districts through direct intervention by a jobs for America's  
14 graduates specialist:  
15 ..... \$ 459,000  
16 16. EDUCATION REFORM  
17 For implementation of the education reform provisions  
18 pursuant to 2013 Iowa Acts, House File 215, section 89,  
19 amending section 284.13, subsection 1, new paragraph "0e", if  
20 enacted:  
21 ..... \$ 60,000,000  
22 17. MIDWESTERN HIGHER EDUCATION COMPACT  
23 For distribution to the midwestern higher education compact  
24 to pay Iowa's member state annual obligation:  
25 ..... \$ 85,000  
26 Notwithstanding section 8.33, moneys appropriated for  
27 distribution to the midwestern higher education compact  
28 pursuant to this subsection that remain unencumbered or  
29 unobligated at the close of the fiscal year shall not revert  
30 but shall remain available for expenditure for the purpose  
31 designated until the close of the succeeding fiscal year.  
32 18. COMMUNITY COLLEGES  
33 a. For general state financial aid to merged areas as  
34 defined in section 260C.2 in accordance with chapters 258 and  
35 260C:



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1 ..... \$159,183,450  
2     The funds appropriated in this subsection shall be allocated  
3 pursuant to the formula established in section 260C.18C.  
4     b. For distribution to community colleges to supplement  
5 faculty salaries:  
6 ..... \$     425,000  
7     c. For deposit in the workforce training and economic  
8 development funds created pursuant to section 260C.18A:  
9 ..... \$   6,800,000  
10    d. For deposit in the gap tuition assistance fund  
11 established pursuant to section 260I.2, subsection 2:  
12 ..... \$   1,700,000  
13                   STATE BOARD OF REGENTS  
14    Sec. 17. There is appropriated from the general fund of  
15 the state to the state board of regents for the fiscal year  
16 beginning July 1, 2014, and ending June 30, 2015, the following  
17 amounts, or so much thereof as is necessary, to be used for the  
18 purposes designated:  
19     1. OFFICE OF STATE BOARD OF REGENTS  
20     a. For salaries, support, maintenance, miscellaneous  
21 purposes, and for not more than the following full-time  
22 equivalent positions:  
23 ..... \$     905,254  
24 ..... FTEs     15.00  
25     The state board of regents shall submit a monthly financial  
26 report in a format agreed upon by the state board of regents  
27 office and the legislative services agency. The report  
28 submitted in December 2014 shall include the five-year  
29 graduation rates for the regents universities.  
30     b. For moneys to be allocated to the regents resource center  
31 in Council Bluffs:  
32 ..... \$     155,324  
33     c. For moneys to be allocated to the regents resource center  
34 in Sioux City under section 262.9, subsection 22:  
35 ..... \$     56,611

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1 d. For moneys to be allocated to the quad-cities graduate  
2 studies center:  
3 ..... \$ 29,336  
4 The board may transfer moneys appropriated under paragraph  
5 "b", "c", or "d", of this subsection to any of the other  
6 centers specified in paragraph "b", "c", or "d", if the board  
7 notifies, in writing, the general assembly and the legislative  
8 services agency of the amount, the date, and the purpose of the  
9 transfer.  
10 e. For moneys to be distributed to Iowa public radio for  
11 public radio operations:  
12 ..... \$ 332,833  
13 2. STATE UNIVERSITY OF IOWA  
14 a. General university, including lakeside laboratory  
15 For salaries, support, maintenance, equipment, miscellaneous  
16 purposes, and for not more than the following full-time  
17 equivalent positions:  
18 ..... \$188,735,148  
19 ..... FTEs 5,058.55  
20 b. Oakdale campus  
21 For salaries, support, maintenance, miscellaneous purposes,  
22 and for not more than the following full-time equivalent  
23 positions:  
24 ..... \$ 1,858,574  
25 ..... FTEs 38.25  
26 c. State hygienic laboratory  
27 For salaries, support, maintenance, miscellaneous purposes,  
28 and for not more than the following full-time equivalent  
29 positions:  
30 ..... \$ 3,006,209  
31 ..... FTEs 102.50  
32 d. Family practice program  
33 For allocation by the dean of the college of medicine, with  
34 approval of the advisory board, to qualified participants  
35 to carry out the provisions of chapter 148D for the family



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1 practice program, including salaries and support, and for not  
2 more than the following full-time equivalent positions:  
3 ..... \$ 1,520,025  
4 ..... FTEs 190.40  
5 e. Child health care services  
6 For specialized child health care services, including  
7 childhood cancer diagnostic and treatment network programs,  
8 rural comprehensive care for hemophilia patients, and the  
9 Iowa high-risk infant follow-up program, including salaries  
10 and support, and for not more than the following full-time  
11 equivalent positions:  
12 ..... \$ 560,538  
13 ..... FTEs 57.97  
14 f. Statewide cancer registry  
15 For the statewide cancer registry, and for not more than the  
16 following full-time equivalent positions:  
17 ..... \$ 126,693  
18 ..... FTEs 2.10  
19 g. Substance abuse consortium  
20 For moneys to be allocated to the Iowa consortium for  
21 substance abuse research and evaluation, and for not more than  
22 the following full-time equivalent position:  
23 ..... \$ 47,200  
24 ..... FTEs 1.00  
25 h. Center for biocatalysis  
26 For the center for biocatalysis, and for not more than the  
27 following full-time equivalent positions:  
28 ..... \$ 615,168  
29 ..... FTEs 6.28  
30 i. Primary health care initiative  
31 For the primary health care initiative in the college  
32 of medicine, and for not more than the following full-time  
33 equivalent positions:  
34 ..... \$ 551,591  
35 ..... FTEs 5.89

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1 From the moneys appropriated in this lettered paragraph,  
2 \$254,889 shall be allocated to the department of family  
3 practice at the state university of Iowa college of medicine  
4 for family practice faculty and support staff.

5 j. Birth defects registry

6 For the birth defects registry, and for not more than the  
7 following full-time equivalent position:

8 ..... \$ 32,545

9 ..... FTEs 1.00

10 k. Larned A. Waterman Iowa nonprofit resource center

11 For the Larned A. Waterman Iowa nonprofit resource center,  
12 and for not more than the following full-time equivalent  
13 positions:

14 ..... \$ 138,158

15 ..... FTEs 2.75

16 l. Iowa online advanced placement academy science,  
17 technology, engineering, and mathematics initiative

18 For the establishment of the Iowa online advanced placement  
19 academy science, technology, engineering, and mathematics  
20 initiative:

21 ..... \$ 409,572

22 m. For the Iowa flood center for use by the university's  
23 college of engineering pursuant to section 466C.1:

24 ..... \$ 1,275,000

25 3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

26 a. General university

27 For salaries, support, maintenance, equipment, miscellaneous  
28 purposes, and for not more than the following full-time  
29 equivalent positions:

30 ..... \$147,888,400

31 ..... FTEs 3,647.42

32 b. Agricultural experiment station

33 For the agricultural experiment station salaries, support,  
34 maintenance, miscellaneous purposes, and for not more than the  
35 following full-time equivalent positions:

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1 ..... \$ 23,895,095  
2 ..... FTEs 546.98  
3 c. Cooperative extension service in agriculture and home  
4 economics  
5 For the cooperative extension service in agriculture and  
6 home economics salaries, support, maintenance, miscellaneous  
7 purposes, and for not more than the following full-time  
8 equivalent positions:  
9 ..... \$ 15,246,214  
10 ..... FTEs 383.34  
11 d. Leopold center  
12 For agricultural research grants at Iowa state university of  
13 science and technology under section 266.39B, and for not more  
14 than the following full-time equivalent positions:  
15 ..... \$ 337,804  
16 ..... FTEs 11.25  
17 e. Livestock disease research  
18 For deposit in and the use of the livestock disease research  
19 fund under section 267.8:  
20 ..... \$ 146,917  
21 4. UNIVERSITY OF NORTHERN IOWA  
22 a. General university  
23 For salaries, support, maintenance, equipment, miscellaneous  
24 purposes, and for not more than the following full-time  
25 equivalent positions:  
26 ..... \$ 74,139,396  
27 ..... FTEs 1,447.50  
28 b. Recycling and reuse center  
29 For purposes of the recycling and reuse center, and for not  
30 more than the following full-time equivalent positions:  
31 ..... \$ 148,968  
32 ..... FTEs 3.00  
33 c. Science, technology, engineering, and mathematics (STEM)  
34 collaborative initiative  
35 For purposes of the science, technology, engineering,

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1 and mathematics (STEM) collaborative initiative established  
2 pursuant to section 268.7, and for not more than the following  
3 full-time equivalent positions:

4 ..... \$ 3,995,000  
5 ..... FTEs 6.20

6 (1) From the moneys appropriated in this lettered  
7 paragraph, up to \$282,000 shall be allocated for salaries,  
8 staffing, and institutional support. The remainder of the  
9 moneys appropriated in this lettered paragraph shall be  
10 expended only to support activities directly related to  
11 recruitment of kindergarten through grade 12 mathematics and  
12 science teachers and for ongoing mathematics and science  
13 programming for students enrolled in kindergarten through grade  
14 12.

15 (2) The university of northern Iowa shall work with the  
16 community colleges to develop STEM professional development  
17 programs for community college instructors and STEM curriculum  
18 development.

19 d. Real estate education program

20 For purposes of the real estate education program, and for  
21 not more than the following full-time equivalent position:

22 ..... \$ 106,507  
23 ..... FTEs 1.00

24 5. STATE SCHOOL FOR THE DEAF

25 For salaries, support, maintenance, miscellaneous purposes,  
26 and for not more than the following full-time equivalent  
27 positions:

28 ..... \$ 7,525,529  
29 ..... FTEs 126.60

30 6. IOWA BRAILLE AND SIGHT SAVING SCHOOL

31 For salaries, support, maintenance, miscellaneous purposes,  
32 and for not more than the following full-time equivalent  
33 positions:

34 ..... \$ 3,137,614  
35 ..... FTEs 62.87

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H.F. 604

1     7. TUITION AND TRANSPORTATION COSTS

2     For payment to local school boards for the tuition and  
3 transportation costs of students residing in the Iowa braille  
4 and sight saving school and the state school for the deaf  
5 pursuant to section 262.43 and for payment of certain clothing,  
6 prescription, and transportation costs for students at these  
7 schools pursuant to section 270.5:

8 ..... \$           9,999

9     8. LICENSED CLASSROOM TEACHERS

10    For distribution at the Iowa braille and sight saving school  
11 and the Iowa school for the deaf based upon the average yearly  
12 enrollment at each school as determined by the state board of  
13 regents:

14 ..... \$          69,742

15    Sec. 18. ENERGY COST-SAVINGS PROJECTS — FINANCING. For  
16 the fiscal year beginning July 1, 2014, and ending June 30,  
17 2015, the state board of regents may use notes, bonds, or  
18 other evidences of indebtedness issued under section 262.48 to  
19 finance projects that will result in energy cost savings in an  
20 amount that will cause the state board to recover the cost of  
21 the projects within an average of six years.

22    Sec. 19. PRESCRIPTION DRUG COSTS. Notwithstanding section  
23 270.7, the department of administrative services shall pay  
24 the state school for the deaf and the Iowa braille and sight  
25 saving school the moneys collected from the counties during the  
26 fiscal year beginning July 1, 2014, for expenses relating to  
27 prescription drug costs for students attending the state school  
28 for the deaf and the Iowa braille and sight saving school.

29                   EXPLANATION

30    This bill appropriates moneys for fiscal years 2013-2014  
31 and 2014-2015 from the general fund of the state to the college  
32 student aid commission, the department for the blind, the  
33 department of education, and the state board of regents and its  
34 institutions.

35    DIVISION I — FY 2013-2014.    The bill appropriates to the

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1 department for the blind for its administration.

2 The bill includes appropriations to the college student  
3 aid commission for general administrative purposes, student  
4 aid programs, the loan repayment program for health care  
5 professionals, the national guard educational assistance  
6 program, the teacher shortage loan forgiveness program, the all  
7 Iowa opportunity foster care grant and scholarship programs,  
8 the registered nurse and nurse educator loan forgiveness  
9 program, the barber and cosmetology arts and sciences tuition  
10 grant program, for skilled workforce shortage tuition grants,  
11 and for the rural Iowa primary care loan repayment program.

12 The bill modifies the standing appropriations for Iowa  
13 tuition grants for students attending nonprofit and for-profit  
14 institutions. The bill notwithstanding the \$2.75 million  
15 standing appropriation for the Iowa work-study program and  
16 provides that the amount appropriated for fiscal year 2013-2014  
17 is zero.

18 The bill appropriates moneys to the department of education  
19 for purposes of the department's general administration,  
20 vocational education administration, division of vocational  
21 rehabilitation services including independent living and  
22 the entrepreneurs with disabilities program and independent  
23 living centers, state library for general administration and  
24 the enrich Iowa program, library service area system, public  
25 broadcasting division, vocational education to secondary  
26 schools, school food service, early childhood Iowa fund,  
27 expansion of the federal Individuals with Disabilities  
28 Education Improvement Act birth through age three services,  
29 textbooks for nonpublic school pupils, the core curriculum and  
30 career information and decision-making system, the student  
31 achievement and teacher quality program, jobs for America's  
32 graduates specialists, education reform if HF 215 is enacted,  
33 distribution to the midwestern higher education compact to pay  
34 Iowa's member state annual obligation, and community colleges.

35 The bill updates Code provisions that provide for the

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1 allocation of the funds appropriated for purposes of the  
2 student achievement and teacher quality program.

3 The bill appropriates moneys to the state board of regents  
4 for the board office, universities' general operating budgets;  
5 the southwest Iowa graduate studies center; the siouxland  
6 interstate metropolitan planning council; the quad-cities  
7 graduate studies center; Iowa public radio; the state  
8 university of Iowa; Iowa state university of science and  
9 technology; the university of northern Iowa; and for the Iowa  
10 school for the deaf and the Iowa braille and sight saving  
11 school, including tuition and transportation costs for students  
12 residing in the schools and licensed classroom teachers.

13 The bill allows the state board of regents to use  
14 indebtedness to finance certain projects resulting in energy  
15 savings.

16 The bill also requires the department of administrative  
17 services to pay the state school for the deaf and the Iowa  
18 braille and sight saving school moneys collected from counties  
19 for expenses related to prescription drug costs for students  
20 attending the schools.

21 DIVISION II — FY 2014-2015. Division II appropriates  
22 moneys from the general fund of the state to the department  
23 for the blind, the college student aid commission, the  
24 department of education, and the state board of regents and the  
25 institutions it governs, at generally 85 percent of the amounts  
26 appropriated for the same purposes for the prior fiscal year.



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House Resolution 29 - Introduced

HOUSE RESOLUTION NO. 29

BY H. MILLER, GRASSLEY, BALTIMORE, LUNDBY, KAUFMANN,  
ROGERS, COWNIE, BERRY, GAINES, ISENHART, RUFF,  
OURTH, KEARNS, KAJTAZOVIC, LENSING, ABDUL-SAMAD,  
ANDERSON, PRICHARD, WESSEL-KROESCHELL, WINCKLER,  
KRESSIG, RIDING, MUHLBAUER, DUNKEL, THEDE, DAWSON,  
STUTSMAN, FORBES, PAULSEN, BACON, COSTELLO, WATTS,  
HIGHFILL, BAUDLER, FISHER, SHEETS, BRANDENBURG,  
MAXWELL, VANDER LINDEN, ALONS, S. OLSON, HANSON,  
T. OLSON, R. OLSON, GASKILL, M. SMITH, OLDSON,  
RUNNING-MARQUARDT, J. SMITH, KELLEY, WOLFE, LYKAM,  
JACOBY, SHAW, HUSEMAN, KLEIN, GASSMAN, MURPHY,  
COHOON, HEDDENS, T. TAYLOR, HUNTER, MASCHER,  
McCARTHY, THOMAS, LANDON, STECKMAN, WOOD, HALL,  
UPMEYER, WORTHAN, HANUSA, HAGENOW, RAYHONS, DEYOE,  
FRY, SODERBERG, BYRNES, MOORE, FORRISTALL, DRAKE,  
DOLECHECK, and KOESTER

1 A Resolution honoring the 133rd Test Squadron of the  
2 Iowa National Guard.

3 WHEREAS, the 133rd Test Squadron of the Iowa  
4 National Guard has a critical role in our country's  
5 defense — the squadron tests communication gear,  
6 radar, data links, and software before it is issued to  
7 all branches of the military; and

8 WHEREAS, the squadron began in 1948 as an aircraft  
9 control and warning squadron, and saw its first action  
10 during the Korean War in 1951; and

11 WHEREAS, the 133rd spent half a century watching the  
12 skies, serving around the globe in missions involving  
13 air battle management, refueling, early warning,

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1 homeland defense, protecting the President of the  
2 United States, counter drug, and defending the War on  
3 Terrorism; and

4 WHEREAS, the unit has been rerolled into a  
5 "one-of-a-kind" test squadron tasked with the  
6 mission of operational and development testing and  
7 evaluation of new and emerging command, control,  
8 communications, computers, intelligence, surveillance,  
9 and reconnaissance technologies; and

10 WHEREAS, the 133rd Test Squadron received the 2012  
11 Air Force Outstanding Unit Award and was singled out  
12 for a number of accomplishments, including conducting  
13 22 developmental and operational tests on \$84 million  
14 worth of new equipment; NOW THEREFORE,

15 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That  
16 the House of Representatives honors the members of the  
17 133rd Test Squadron of the Iowa National Guard for over  
18 six decades of service to America.

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Iowa General Assembly  
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House File 197

S-3023

- 1 Amend House File 197, as passed by the House, as  
2 follows:  
3 1. Page 1, line 3, by striking <Certification> and  
4 inserting <Certification Beginning January 1, 2013,  
5 certification>  
6 2. Page 1, by striking lines 9 through 12 and  
7 inserting:  
8 <(1) For Beginning January 1, 2013, for a two-year  
9 three-year initial certification, seven hundred fifty  
10 dollars.  
11 (2) For Beginning January 1, 2013, for a two-year  
12 three-year recertification, one thousand dollars.  
13 Sec. \_\_\_\_\_. EFFECTIVE UPON ENACTMENT. This Act,  
14 being deemed of immediate importance, takes effect upon  
15 enactment.  
16 Sec. \_\_\_\_\_. RETROACTIVE APPLICABILITY. This  
17 Act applies retroactively to January 1, 2013. The  
18 department of inspections and appeals shall extend any  
19 initial certification or recertification issued to an  
20 adult day services program on or after January 1, 2013,  
21 and prior to the enactment of this Act, to reflect the  
22 three-year certification or recertification period  
23 specified under this Act.  
24 3. Title page, line 2, after <programs> by  
25 inserting <and including effective date and retroactive  
26 applicability provisions>  
27 4. By renumbering as necessary.

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COMMITTEE ON HUMAN RESOURCES  
AMANDA RAGAN, CHAIRPERSON

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**Senate File 428 - Introduced**

SENATE FILE 428

BY SEGEBART, GUTH, ROZENBOOM,  
JOHNSON, BREITBACH,  
GREINER, KAPUCIAN, and  
SINCLAIR

**A BILL FOR**

1 An Act establishing a public building rehabilitation income tax  
2 credit.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 2.48, subsection 3, paragraph e, Code  
2 2013, is amended by adding the following new subparagraph:  
3 NEW SUBPARAGRAPH. (10) Public property rehabilitation tax  
4 credits under chapter 404C.

5 Sec. 2. NEW SECTION. 404C.1 Public property rehabilitation  
6 tax credit — definitions.

7 1. A public property rehabilitation tax credit, subject  
8 to the availability of the credit, is granted against the tax  
9 imposed under chapter 422, division II, III, or V, or chapter  
10 432, for the substantial rehabilitation of eligible property  
11 located in this state as provided in this chapter.

12 2. For purposes of this chapter, unless the context  
13 otherwise requires:

14 a. *"Eligible property"* means vacant property containing  
15 permanent improvements, including structures, that was  
16 previously owned by the United States, this state, or  
17 a political subdivision of this state for use by such  
18 governmental entity. *"Political subdivision"* includes a city,  
19 county, or school district.

20 b. *"Placed in service"* means the same as used in section 47  
21 of the Internal Revenue Code.

22 c. *"Qualified rehabilitation costs"* means expenditures  
23 made for the rehabilitation of eligible property and includes  
24 qualified rehabilitation expenditures as defined in section 47  
25 of the Internal Revenue Code.

26 (1) Qualified rehabilitation costs include amounts if they  
27 are properly includable in computing the basis for tax purposes  
28 of the eligible property.

29 (2) Amounts treated as an expense and deducted in the  
30 tax year in which they are paid or incurred and amounts that  
31 are otherwise not added to the basis for tax purposes of the  
32 eligible property are not qualified rehabilitation costs.

33 (3) Amounts incurred for architectural and engineering  
34 fees, site survey fees, legal expenses, insurance premiums,  
35 development fees, and other construction-related costs are

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1 qualified rehabilitation costs to the extent they are added to  
2 the basis for tax purposes of the eligible property.

3 (4) Costs of sidewalks, parking lots, and landscaping do not  
4 constitute qualified rehabilitation costs.

5 *d. "Rehabilitation period"* means the period of time during  
6 which an eligible property is rehabilitated commencing from  
7 the date on which the first qualified rehabilitation cost is  
8 incurred and ending with the end of the taxable year in which  
9 the property is placed in service. A project's rehabilitation  
10 period may include dates that precede approval of a project  
11 under section 404C.3, but any costs incurred prior to such  
12 approval must be qualified rehabilitation costs.

13 Sec. 3. NEW SECTION. **404C.2 Amount of credit.**

14 1. The amount of the credit equals twenty-five percent  
15 of the qualified rehabilitation costs incurred for the  
16 rehabilitation of the eligible property if the total amount  
17 of qualified rehabilitation costs incurred for rehabilitation  
18 of the property equals or exceeds twenty-five percent of the  
19 assessed value, excluding the land, prior to rehabilitation.  
20 However, the amount of the credit shall be reduced by  
21 the amount of a historic preservation and cultural and  
22 entertainment district tax credit claimed for the same eligible  
23 property under chapter 404A for the same tax year, but not to  
24 an amount less than zero.

25 2. For purposes of individual and corporate income taxes  
26 and the franchise tax, the increase in the basis of the  
27 rehabilitated property that would otherwise result from the  
28 qualified rehabilitation costs shall be reduced by the amount  
29 of the credit computed under this chapter.

30 Sec. 4. NEW SECTION. **404C.3 Approval of rehabilitation**  
31 **project.**

32 1. *a.* In order for costs of a rehabilitation project to  
33 qualify for a public property rehabilitation tax credit, the  
34 rehabilitation project must receive approval from the state  
35 historic preservation office of the department of cultural

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1 affairs.

2     **b.** Applications for approval from the state historic  
3 preservation office of the department of cultural affairs  
4 shall be on forms approved by the state historic preservation  
5 office and shall contain information as required by the state  
6 historic preservation office. The information shall at least  
7 include the approximate date of the start of rehabilitation,  
8 the approximate date of completion, as well as the cost.

9     **c.** The approval process shall not exceed ninety days  
10 beginning from the date on which a completed application is  
11 received by the state historic preservation office. After the  
12 ninety-day limit, the rehabilitation project is deemed to be  
13 approved unless the state historic preservation office has  
14 denied the application or contacted the applicant for further  
15 information regarding the application.

16     2. The state historic preservation office shall establish  
17 selection criteria and standards for rehabilitation projects  
18 involving eligible property.

19     3. **a.** A rehabilitation project for which the state  
20 historic preservation office has reserved tax credits pursuant  
21 to section 404C.4 shall begin rehabilitation of the property  
22 before the end of the fiscal year in which the project  
23 application was approved and for which the tax credits were  
24 reserved.

25     **b.** The eligible property shall be placed in service within  
26 sixty months of the date on which the project application was  
27 approved under this section.

28     4. A rehabilitation project that does not meet the  
29 requirements of subsection 3 is subject to revocation,  
30 repayment, or recapture of tax credits reserved or approved  
31 pursuant to this chapter.

32     Sec. 5. NEW SECTION. **404C.4 Project completion and tax**  
33 **credit certification — credit refund or carryforward.**

34     1. Upon completion of the rehabilitation project, a  
35 certification of completion must be obtained from the state



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1 historic preservation office of the department of cultural  
2 affairs. A completion certificate shall identify the person  
3 claiming the tax credit under this chapter and the qualified  
4 rehabilitation costs incurred during the rehabilitation period.

5 2. After verifying the eligibility for the tax credit,  
6 the state historic preservation office shall issue a public  
7 property rehabilitation tax credit certificate to be attached  
8 to the person's tax return. The tax credit certificate shall  
9 contain the taxpayer's name, address, tax identification  
10 number, the date of project completion, the amount of credit,  
11 other information required by the department of revenue,  
12 and a place for the name and tax identification number of a  
13 transferee and the amount of the tax credit being transferred.

14 3. A person receiving a public property rehabilitation tax  
15 credit under this chapter which is in excess of the person's  
16 tax liability for the tax year is entitled to a refund. Any  
17 credit in excess of the tax liability shall be refunded with  
18 interest computed under section 422.25. In lieu of claiming  
19 a refund, a taxpayer may elect to have the overpayment shown  
20 on the taxpayer's final, completed return credited to the tax  
21 liability for the following year.

22 4. a. The total amount of tax credits that may be approved  
23 for a fiscal year beginning on or after July 1, 2013, including  
24 those amounts reserved by the state historic preservation  
25 office of the department of cultural affairs, shall not exceed  
26 forty-five million dollars.

27 b. Of the tax credits approved for a fiscal year under this  
28 chapter, the amount of the tax credits shall be allocated as  
29 follows:

30 (1) Fifty percent of the dollar amount of tax credits shall  
31 be allocated for purposes of projects located in counties with  
32 a population of one hundred twenty thousand or less according  
33 to the most recent federal decennial census.

34 (2) Fifty percent of the dollar amount of tax credits shall  
35 be allocated for purposes of projects located in counties with

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1 a population that exceeds one hundred twenty thousand according  
2 to the most recent federal decennial census.

3     *c.* (1) If, in any fiscal year, an amount of tax credits  
4 allocated pursuant to paragraph "b", subparagraph (1), goes  
5 unclaimed, the amount of the unclaimed tax credits shall,  
6 during the same fiscal year, be reallocated to projects  
7 described in paragraph "b", subparagraph (2).

8     (2) If, in any fiscal year, an amount of tax credits  
9 allocated pursuant to paragraph "b", subparagraph (2), goes  
10 unclaimed, the amount of the unclaimed tax credits shall,  
11 during the same fiscal year, be reallocated to projects  
12 described in paragraph "b", subparagraph (1).

13     *d.* The departments of cultural affairs and revenue shall  
14 each adopt rules to jointly administer this subsection and  
15 shall provide by rule for the method to be used to determine  
16 for which fiscal year the tax credits are available.

17     *e.* Public property rehabilitation tax credits shall not be  
18 reserved for more than three years.

19     5. *a.* Tax credit certificates issued under this chapter may  
20 be transferred to any person or entity.

21     *b.* Within ninety days of transfer, the transferee must  
22 submit the transferred tax credit certificate to the department  
23 of revenue along with a statement containing the transferee's  
24 name, tax identification number, and address, and the  
25 denomination that each replacement tax credit certificate is  
26 to carry and any other information required by the department  
27 of revenue.

28     *c.* Within thirty days of receiving the transferred tax  
29 credit certificate and the transferee's statement, the  
30 department of revenue shall issue one or more replacement  
31 tax credit certificates to the transferee. Each replacement  
32 certificate must contain the information required under  
33 subsection 2.

34     *d.* Tax credit certificate amounts of less than the minimum  
35 amount established by rule of the department of revenue shall



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1 not be transferable.

2 e. A tax credit shall not be claimed by a transferee  
3 under this chapter until a replacement tax credit certificate  
4 identifying the transferee as the proper holder has been  
5 issued.

6 f. The transferee may use the amount of the tax credit  
7 transferred against the taxes imposed under chapter 422,  
8 divisions II, III, and V, and chapter 432 for any tax year the  
9 original transferor could have claimed the tax credit. Any  
10 consideration received for the transfer of the tax credit shall  
11 not be included as income under chapter 422, divisions II, III,  
12 and V. Any consideration paid for the transfer of the tax  
13 credit shall not be deducted from income under chapter 422,  
14 divisions II, III, and V.

15 Sec. 6. NEW SECTION. 404C.5 Economic impact —  
16 recommendations.

17 1. The department of cultural affairs, in consultation  
18 with the department of revenue, shall report to the general  
19 assembly and the legislative services agency on the overall  
20 economic impact to the state of the rehabilitation of eligible  
21 properties.

22 2. The report shall be filed annually by the department of  
23 cultural affairs and shall include but is not limited to data  
24 on the number and potential value of rehabilitation projects  
25 begun during the latest twelve-month period, the total public  
26 property rehabilitation tax credits originally granted during  
27 that period, the potential reduction in state tax revenues as a  
28 result of all tax credits still unclaimed, and the potential  
29 increase in local property tax revenues as a result of the  
30 rehabilitated projects.

31 3. The department of cultural affairs, to the extent it  
32 is able, shall provide recommendations on whether a limit on  
33 tax credits should be established, the need for a broader or  
34 more restrictive definition of eligible property, and other  
35 adjustments to the tax credits under this chapter.



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1     Sec. 7. NEW SECTION.   422.10A   Public property rehabilitation  
2   tax credit.

3     1.   The taxes imposed under this division, less the credits  
4   allowed under section 422.12, shall be reduced by a public  
5   property rehabilitation tax credit equal to the amount as  
6   computed under chapter 404C for rehabilitating eligible  
7   property. Any credit in excess of the tax liability shall be  
8   refunded or credited to the following year, as provided in  
9   section 404C.4, subsection 3.

10    2.   An individual may claim a public property rehabilitation  
11   tax credit allowed a partnership, limited liability company,  
12   S corporation, estate, or trust electing to have the income  
13   taxed directly to the individual. The amount claimed by the  
14   individual shall be based upon the pro rata share of the  
15   individual's earnings of a partnership, limited liability  
16   company, S corporation, estate, or trust except when low-income  
17   housing tax credits authorized under section 42 of the Internal  
18   Revenue Code are used to assist in the financing of the housing  
19   development, in which case the amount claimed by a partner if  
20   the business is a partnership, a shareholder if the business  
21   is an S corporation, or a member if the business is a limited  
22   liability company shall be based on the amounts designated by  
23   the eligible partnership, S corporation, or limited liability  
24   company. For tax credits reserved for a fiscal year beginning  
25   on or after July 1, 2013, the amount claimed by a partner if  
26   the business is a partnership, a shareholder if the business  
27   is an S corporation, or a member if the business is a limited  
28   liability company shall be based on the amounts designated by  
29   the eligible partnership, S corporation, or limited liability  
30   company.

31    3.   For purposes of this section, "*eligible property*" means  
32   the same as defined in section 404C.1.

33    Sec. 8.   Section 422.33, Code 2013, is amended by adding the  
34   following new subsection:

35    NEW SUBSECTION.   11.   a.   The taxes imposed under this

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1 division shall be reduced by a public property rehabilitation  
2 tax credit equal to the amount as computed under chapter 404C  
3 for rehabilitating eligible property. Any credit in excess  
4 of the tax liability shall be refunded or credited to the  
5 following year, as provided in section 404C.4, subsection 3.

6 *b.* For purposes of this subsection, "*eligible property*"  
7 means the same as defined in section 404C.1.

8 Sec. 9. Section 422.60, Code 2013, is amended by adding the  
9 following new subsection:

10 **NEW SUBSECTION. 4A. a.** The taxes imposed under this  
11 division shall be reduced by a public property rehabilitation  
12 tax credit equal to the amount as computed under chapter 404A  
13 for rehabilitating eligible property. Any credit in excess  
14 of the tax liability shall be refunded or credited to the  
15 following year, as provided in section 404C.4, subsection 3.

16 *b.* For purposes of this subsection, "*eligible property*"  
17 means the same as defined in section 404C.1.

18 Sec. 10. **NEW SECTION. 432.12N Public property**  
19 **rehabilitation tax credit.**

20 1. The tax imposed under this chapter shall be reduced by a  
21 public property rehabilitation tax credit equal to the amount  
22 as computed under chapter 404C for rehabilitating eligible  
23 property. Any credit in excess of the tax liability shall be  
24 refunded or credited to the following year, as provided in  
25 section 404C.4, subsection 3.

26 2. For purposes of this section, "*eligible property*" means  
27 the same as defined in section 404C.1.

28 **EXPLANATION**

29 This bill establishes a public property rehabilitation tax  
30 credit under new Code chapter 404C.

31 The public property rehabilitation tax credit is granted  
32 against the tax imposed under Code chapter 422, division II  
33 (personal net income tax), III (business tax on corporations),  
34 or V (financial institutions tax), or Code chapter 432  
35 (insurance companies tax), for the substantial rehabilitation

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1 of eligible property located in this state. The bill defines  
2 "eligible property" as vacant property containing permanent  
3 improvements, including structures, that was previously owned  
4 by per bill the United States, this state, or a political  
5 subdivision of this state for use by such governmental entity.

6 Under the bill, the amount of the credit equals 25 percent  
7 of the qualified rehabilitation costs, as defined in the bill,  
8 incurred for the rehabilitation of the eligible property if  
9 the total amount of qualified rehabilitation costs incurred  
10 for rehabilitation of the property equals or exceeds 25  
11 percent of the assessed value, excluding the land, prior to  
12 rehabilitation. The bill provides, however, that the amount  
13 of the credit shall be reduced by the amount of a historic  
14 preservation and cultural and entertainment district tax credit  
15 claimed for the same eligible property under Code chapter 404A  
16 for the same tax year, but not to an amount less than zero.

17 In order for costs of a rehabilitation project to qualify for  
18 a public property rehabilitation tax credit, the rehabilitation  
19 project must receive approval from the state historic  
20 preservation office of the department of cultural affairs. The  
21 bill establishes the procedure for approval and authorizes  
22 the state historic preservation office to establish selection  
23 criteria and standards for rehabilitation projects involving  
24 eligible property.

25 Under the bill, a rehabilitation project for which the  
26 state historic preservation office has reserved tax credits  
27 shall begin rehabilitation of the property before the end of  
28 the fiscal year in which the project application was approved  
29 and for which the tax credits were reserved. In addition, the  
30 eligible property must be placed in service within 60 months of  
31 the date on which the project application was approved. If a  
32 rehabilitation project does not meet these requirements, it is  
33 subject to revocation, repayment, or recapture of tax credits  
34 reserved or approved.

35 The bill establishes the procedure for acquiring a



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1 completion certificate and the tax credit certificate upon  
2 completion of the rehabilitation project. The bill allows a  
3 person receiving a public property rehabilitation tax credit  
4 which is in excess of the person's tax liability for the tax  
5 year to receive a refund or to have the excess amount carried  
6 forward to the following year.

7 The bill provides that the total amount of tax credits that  
8 may be approved for a fiscal year beginning on or after July 1,  
9 2013, including those amounts reserved by the state historic  
10 preservation office of the department of cultural affairs,  
11 shall not exceed \$45 million. Of the tax credits approved for  
12 a fiscal year, the amount of the tax credits must be allocated  
13 as follows: (1) 50 percent of the dollar amount of tax credits  
14 shall be allocated for purposes of projects located in counties  
15 with a population of 120,000 or less, and (2) 50 percent of the  
16 dollar amount of tax credits shall be allocated for purposes  
17 of projects located in counties with a population that exceeds  
18 120,000. The bill also provides for the reallocation of  
19 unclaimed tax credits in a fiscal year.

20 The bill allows public property rehabilitation tax credit  
21 certificates to be transferred to any person or entity.

22 The bill requires the department of cultural affairs, in  
23 consultation with the department of revenue, to report to the  
24 general assembly and the legislative services agency on the  
25 overall economic impact to the state of the rehabilitation of  
26 eligible properties under new Code chapter 404C, requires the  
27 report to be filed annually, and authorizes the department of  
28 cultural affairs to make recommendations relating to the public  
29 property rehabilitation tax credits.

30 The bill includes the public property rehabilitation tax  
31 credit as part of the legislative tax expenditure committee's  
32 list of tax expenditures to be reviewed in 2015.



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**Senate Study Bill 1242 - Introduced**

SENATE/HOUSE FILE \_\_\_\_\_  
BY (PROPOSED DEPARTMENT OF  
REVENUE BILL)

**A BILL FOR**

1 An Act relating to the policy administration of the tax and  
2 related laws and related programs by the department of  
3 revenue, including administration of income taxes, sales  
4 and use taxes, the orderly wind-up and eventual repeal of  
5 the Iowa fund of funds program, the replacement taxes task  
6 force, a study report related to administrative appeals  
7 processes for tax matters, and including effective date and  
8 retroactive applicability provisions.  
9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 DIVISION I

2 INCOME TAXES

3 Section 1. Section 2.48, subsection 3, paragraph c,  
4 subparagraph (4), Code 2013, is amended by striking the  
5 subparagraph.

6 Sec. 2. Section 2.48, subsection 3, paragraph e,  
7 subparagraph (5), Code 2013, is amended by striking the  
8 subparagraph.

9 Sec. 3. Section 15.119, subsection 2, paragraph c, Code  
10 2013, is amended by striking the paragraph.

11 Sec. 4. Section 422.5, subsection 1, paragraph j,  
12 subparagraph (2), subparagraph division (a), Code 2013, is  
13 amended to read as follows:

14 (a) The tax imposed upon the taxable income of a resident  
15 shareholder in an S corporation or of an estate or trust with  
16 a situs in Iowa that is a shareholder in an S corporation,  
17 which S corporation has in effect for the tax year an election  
18 under subchapter S of the Internal Revenue Code and carries  
19 on business within and without the state, may be computed by  
20 reducing the amount determined pursuant to paragraphs "a"  
21 through "i" by the amounts of nonrefundable credits under  
22 this division and by multiplying this resulting amount by a  
23 fraction of which the resident's or estate's or trust's net  
24 income allocated to Iowa, as determined in section 422.8,  
25 subsection 2, paragraph "b", is the numerator and the resident's  
26 or estate's or trust's total net income computed under section  
27 422.7 is the denominator. If a resident shareholder, or an  
28 estate or trust with a situs in Iowa that is a shareholder,  
29 has elected to take advantage of this subparagraph (2), and  
30 for the next tax year elects not to take advantage of this  
31 subparagraph, the resident or estate or trust shareholder shall  
32 not reelect to take advantage of this subparagraph for the  
33 three tax years immediately following the first tax year for  
34 which the shareholder elected not to take advantage of this  
35 subparagraph, unless the director consents to the reelection.

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1 This subparagraph also applies to individuals who are residents  
2 of Iowa for less than the entire tax year.

3 Sec. 5. Section 422.8, subsection 2, paragraph b,  
4 unnumbered paragraph 1, Code 2013, is amended to read as  
5 follows:

6 A resident's income, or the income of an estate or trust with  
7 a situs in Iowa, allocable to Iowa is the income determined  
8 under section 422.7 reduced by items of income and expenses  
9 from an S corporation that carries on business within and  
10 without the state when those items of income and expenses pass  
11 directly to the shareholders under provisions of the Internal  
12 Revenue Code. These items of income and expenses are increased  
13 by the greater of the following:

14 Sec. 6. Section 422.15, subsection 2, Code 2013, is amended  
15 to read as follows:

16 2. Every partnership, including limited partnerships  
17 ~~organized under chapter 488, having a place of business in~~  
18 ~~the state, doing business in this state, or deriving income~~  
19 ~~from sources within this state as defined in section 422.33,~~  
20 ~~subsection 1,~~ shall make a return, stating specifically the net  
21 income and capital gains (or losses) reported on the federal  
22 partnership return, the names and addresses of the partners,  
23 and their respective shares in said amounts.

24 Sec. 7. Section 422.33, subsections 9 and 27, Code 2013, are  
25 amended by striking the subsections.

26 Sec. 8. REPEAL. Sections 16.211, 16.212, and 422.11X, Code  
27 2013, are repealed.

28 Sec. 9. EFFECTIVE UPON ENACTMENT. This division of this  
29 Act, being deemed of immediate importance, takes effect upon  
30 enactment.

31 Sec. 10. RETROACTIVE APPLICABILITY. The following  
32 provision or provisions of this division of this Act apply  
33 retroactively to January 1, 2013, for tax years beginning on  
34 or after that date:

35 1. The section of this division of this Act amending section

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1 422.5.

2 2. The section of this division of this Act amending section  
3 422.8.

4 3. The section of this division of this Act amending section  
5 422.15.

6

DIVISION II

7

SALES AND USE TAXES

8 Sec. 11. Section 421.26, Code 2013, is amended to read as  
9 follows:

10 **421.26 Personal liability for tax due.**

11 If a licensee or other person under section 452A.65, a  
12 retailer or purchaser under chapter 423A, 423B, or 423E, or  
13 section 423.31 or 423.33, or a retailer or purchaser under  
14 section 423.32, a user under section 423.34, or a permit holder  
15 or licensee under section 453A.13, 453A.16, or 453A.44 fails  
16 to pay a tax under those sections when due or is subject  
17 to repayment of a sales and use tax refund received under  
18 section 15.331A, an officer of a corporation or association,  
19 notwithstanding section 489.304, a member or manager of a  
20 limited liability company, or a partner of a partnership,  
21 having control or supervision of or the authority for remitting  
22 the tax payments or receiving sales and use tax refunds  
23 and having a substantial legal or equitable interest in the  
24 ownership of the corporation, association, limited liability  
25 company, or partnership, who has intentionally failed to pay  
26 the tax or whose corporation, association, limited liability  
27 company, or partnership is subject to repayment of a sales and  
28 use tax refund received under section 15.331A, is personally  
29 liable for the payment of the tax, interest, and penalty due  
30 and unpaid or repayment of the sales and use tax refund.  
31 However, this section shall not apply to taxes on accounts  
32 receivable. The dissolution of a corporation, association,  
33 limited liability company, or partnership shall not discharge a  
34 person's liability for failure to remit the tax due or repay a  
35 sales and use tax refund.



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1     Sec. 12. Section 423.3, subsection 47, paragraph a,  
2 unnumbered paragraph 1, Code 2013, is amended to read as  
3 follows:

4     The sales price from the sale or rental of computers,  
5 machinery, and equipment, including replacement parts and  
6 consumable supplies, and materials used to construct or  
7 self-construct computers, machinery, and equipment if such  
8 items are any of the following:

9     Sec. 13. Section 423.3, subsection 47, paragraph c, Code  
10 2013, is amended by adding the following new subparagraph:

11     NEW SUBPARAGRAPH. (5) Machinery and equipment, including  
12 replacement parts, and materials used to construct or  
13 self-construct computers, machinery, and equipment if such  
14 items are used at a location that is primarily used to conduct  
15 activities that immediately precede the sale of products  
16 directly to the final consumer. This section shall not  
17 apply to activities that are an integrated step in a larger  
18 manufacturing process.

19     Sec. 14. Section 423.3, subsection 47, paragraph d, Code  
20 2013, is amended by adding the following new subparagraph:

21     NEW SUBPARAGRAPH. (02) "*Consumable supplies*" means tangible  
22 personal property, other than computers, machinery, equipment,  
23 or raw materials, that is consumed or expended during the  
24 manufacture of other tangible personal property. The term  
25 "*consumable supplies*" includes but is not limited to oils,  
26 greases, hydraulic fluids, coolants, and lubricants.

27     Sec. 15. Section 423.3, subsection 47, paragraph d,  
28 subparagraph (4), Code 2013, is amended to read as follows:

29     (4) "*Manufacturer*" means ~~as defined in section 428.20 a~~  
30 person who purchases, receives, or holds personal property  
31 of any description for the purpose of adding to its value by  
32 a process of manufacturing, refining, purifying, combining  
33 of different materials, or by the packing of meats, with a  
34 view to selling the property for gain or profit, but also  
35 includes contract manufacturers. A contract manufacturer is

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1 a manufacturer that otherwise falls within the definition of  
2 manufacturer ~~under section 428.20~~, except that a contract  
3 manufacturer does not sell the tangible personal property  
4 the contract manufacturer processes on behalf of other  
5 manufacturers. A business engaged in activities subsequent  
6 to the extractive process of quarrying or mining, such as  
7 crushing, washing, sizing, or blending of aggregate materials,  
8 is a manufacturer with respect to these activities. A business  
9 primarily engaged in providing personal or professional  
10 services or primarily engaged in the operation of a retail  
11 outlet, including but not limited to a grocery store, home  
12 improvement store, pharmacy, bakery, or restaurant, is not  
13 considered a manufacturer for purposes of this subsection.

14 Sec. 16. Section 423.3, subsection 47, paragraph d, Code  
15 2013, is amended by adding the following new subparagraph:

16 NEW SUBPARAGRAPH. (7) (a) *"Replacement part"* means  
17 tangible personal property that meets all the following  
18 conditions:

19 (i) The tangible personal property replaces a component of  
20 a computer, machinery, or equipment, which component is capable  
21 of being separated from the computer, machinery, or equipment.

22 (ii) The tangible personal property performs the same or  
23 similar function as the component it replaced.

24 (iii) The tangible personal property restores the computer,  
25 machinery, or equipment to its original operating condition, or  
26 upgrades or improves the efficiency of the computer, machinery,  
27 or equipment.

28 (b) *"Replacement part"* does not include a consumable  
29 supply or a jig, die, tool, or other device that is used in  
30 conjunction with machinery or equipment and that is specially  
31 designed for use in manufacturing specific products and that  
32 may be used interchangeably and intermittently on a particular  
33 machine or piece of equipment.

34 DIVISION III  
35 IOWA FUND OF FUNDS



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1 Sec. 17. Section 15E.62, Code 2013, is amended by adding the  
2 following new subsections:

3 NEW SUBSECTION. 03. "*Creditor*" means a person, including  
4 an assignee of or successor to such person, who extends credit  
5 or makes a loan to the Iowa fund of funds or to a designated  
6 investor, and includes any person who refinances such credit  
7 or loan.

8 NEW SUBSECTION. 04. "*Fund documents*" means all agreements  
9 relating to matters under the purview of this division VII  
10 entered into prior to the effective date of this division of  
11 this Act between or among the state, the Iowa fund of funds, a  
12 fund allocation manager or similar manager, the Iowa capital  
13 investment corporation, the board, a creditor, a designated  
14 investor, and a private seed or venture capital partnership,  
15 and includes other documents having the same force and effect  
16 between or among such parties, as any of the foregoing may be  
17 amended, modified, restated, or replaced from time to time.

18 Sec. 18. Section 15E.65, subsection 2, paragraph h, Code  
19 2013, is amended to read as follows:

20 ~~h. Fifty years after the organization of the Iowa fund~~  
21 ~~of funds~~ As soon as practicable after the effective date  
22 of this division of this Act, the Iowa capital investment  
23 corporation, in conjunction with the department of revenue,  
24 the board, and the attorney general, shall wind up the Iowa  
25 fund of funds pursuant to section 15E.72 and shall cause the  
26 Iowa fund of funds to be liquidated with all of its assets  
27 distributed to its owners in accordance with the provisions of  
28 its organizational documents and in accordance with the fund  
29 documents. In liquidating such assets, the capital investment  
30 corporation, the department of revenue, the board, and the  
31 attorney general shall act with prudence and caution in order  
32 to minimize costs and fees and to preserve investment assets to  
33 the extent reasonably possible.

34 Sec. 19. NEW SECTION. 15E.72 **Program wind-up and future**  
35 **repeal.**



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1     1. *Findings.* The general assembly finds that the Iowa fund  
2 of funds program established pursuant to this division has  
3 not fulfilled the purposes described in section 15E.61 to the  
4 extent necessary to justify the fifty-year timeframe for the  
5 program that was originally envisioned in this division VII and  
6 that an early and orderly wind-up of the program is desirable.

7     2. *Organization of additional funds prohibited.*  
8 Notwithstanding section 15E.65, an Iowa fund of funds shall not  
9 be organized on or after the effective date of this division  
10 of this Act.

11    3. *New investments by the fund of funds prohibited.*  
12 Notwithstanding section 15E.65, the Iowa fund of funds shall  
13 not make new investments in private seed and venture capital  
14 partnerships or entities on or after the effective date of this  
15 division of this Act except as required by the fund documents.

16    4. *New investments by designated investors prohibited.*  
17     a. Except as provided in paragraph "b", and notwithstanding  
18 any other provision in this division VII, a designated investor  
19 shall not invest in the Iowa fund of funds on or after the  
20 effective date of this division of this Act.

21     b. Notwithstanding the prohibition in paragraph "a", a  
22 designated investor may invest in the Iowa fund of funds on or  
23 after the effective date of this division of this Act to the  
24 extent such investment is required by the fund documents. In  
25 addition, the director of revenue, with the approval of the  
26 attorney general, may authorize additional investment in the  
27 Iowa fund of funds but only if such an investment is necessary  
28 to preserve fund assets, repay creditors, pay taxes, or  
29 otherwise effectuate an orderly wind-up of the program pursuant  
30 to this section.

31    5. *Issuance, verification, and redemption of new certificates*  
32 *prohibited.*

33     a. Except as provided in paragraph "b", and notwithstanding  
34 any other provision in this division VII, the board shall not  
35 issue, verify, or redeem a certificate or a related tax credit



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1 on or after the effective date of this division of this Act.

2     **b.** Notwithstanding the prohibition in paragraph “a”, the  
3 board may issue, redeem, or verify a certificate or a related  
4 tax credit under any of the following conditions:

5         (1) The board is required to do so under the terms of the  
6 fund documents.

7         (2) The issuance, redemption, or verification is deemed  
8 necessary by the director of revenue and the attorney general  
9 in order to arrange new financing terms with a creditor.

10        (3) The issuance, redemption, or verification is deemed  
11 necessary by the director of revenue and the attorney general  
12 to preserve fund assets, repay creditors, or otherwise  
13 effectuate an orderly wind-up of the program pursuant to this  
14 section.

15     **6. *New fund allocation managers prohibited.***

16     **a.** Notwithstanding any other provision in this division  
17 VII, the Iowa capital investment corporation shall not have  
18 authority to solicit, select, terminate, or change a fund  
19 allocation manager or similar manager on or after the effective  
20 date of this division of this Act.

21     **b.** On or after the effective date of this division of this  
22 Act, all decisions pertaining to relationships with a fund  
23 allocation manager or similar manager selected prior to the  
24 effective date of this division of this Act shall be made  
25 by the director of revenue with the approval of the attorney  
26 general. This subsection shall not be construed to impair the  
27 terms of the fund documents.

28     **7. *Pledging of certificates prohibited.***

29     **a.** Except as provided in paragraph “b”, and notwithstanding  
30 any other provision of law to the contrary, a certificate and  
31 a related tax credit issued by the board shall not be pledged  
32 by a designated investor as security for a loan on or after the  
33 effective date of this division of this Act.

34     **b.** Notwithstanding the prohibition in paragraph “a”, a  
35 certificate and related tax credit issued by the board may



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1 be pledged by a designated investor as security for a loan  
2 to the extent such pledge is required by the fund documents.  
3 In addition, the board, with the approval of the director of  
4 revenue and the attorney general, may authorize a certificate  
5 and related tax credit to be pledged as security for a loan but  
6 only if such a pledge is necessary to arrange new financing  
7 terms with a creditor or to repay creditors for moneys loaned  
8 to a designated investor.

9 8. *Rural and small business loan guarantees prohibited.*

10 Notwithstanding any other provision in this division VII  
11 to the contrary, the Iowa capital investment corporation  
12 shall not make rural and small business loan guarantees or  
13 otherwise administer a program to provide loan guarantees and  
14 other related credit enhancements on loans to rural and small  
15 business borrowers within the state of Iowa on or after the  
16 effective date of this division of this Act.

17 9. *Iowa capital investment corporation purposes amended.*

18 Notwithstanding section 15E.64, on or after the effective date  
19 of this division of this Act, the purposes of the Iowa capital  
20 investment corporation shall be to comply with its obligations  
21 under the fund documents and to assist the board, the director  
22 of revenue, and the attorney general in effectuating the  
23 orderly wind-up of the Iowa fund of funds. In effectuating  
24 such a wind-up, the Iowa capital investment corporation shall  
25 comply with all reasonable requests by the board, the director  
26 of revenue, the attorney general, or the auditor of state.

27 10. *Use of revolving fund prohibited.*

28 a. Notwithstanding section 15E.65, subsection 2, paragraph  
29 "a", on or after the effective date of this division of this  
30 Act, all investment returns received by the Iowa capital  
31 investment corporation that are in excess of those payable to  
32 designated investors shall be deposited in the general fund of  
33 the state.

34 b. This subsection shall not be construed to impair the  
35 terms of the fund documents. It is the intent of the general



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1 assembly that this subsection only applies in the event that  
2 there are investment returns in excess of those necessary to  
3 repay creditors and designated investors under the terms of the  
4 fund documents.

5 11. *Preservation of existing rights.* This section is not  
6 intended to and shall not limit, modify, or otherwise adversely  
7 affect the fund documents, including any certificate or related  
8 tax credit issued before the effective date of this division  
9 of this Act.

10 12. *Future repeal.* This division VII is repealed upon the  
11 occurrence of one of the following, whichever is earlier:

12 a. The expiration or termination of all fund documents. The  
13 director of revenue shall notify the Iowa Code editor upon the  
14 occurrence of this condition.

15 b. December 31, 2027.

16 Sec. 20. EFFECTIVE UPON ENACTMENT. This division of this  
17 Act, being deemed of immediate importance, takes effect upon  
18 enactment.

19 DIVISION IV

20 REPLACEMENT TAXES

21 Sec. 21. Section 437A.15, subsection 7, paragraph b, Code  
22 2013, is amended to read as follows:

23 b. The task force shall study the effects of the replacement  
24 tax on local taxing authorities, local taxing districts,  
25 consumers, and taxpayers through January 1, ~~2013~~ 2016. If the  
26 task force recommends modifications to the replacement tax that  
27 will further the purposes of tax neutrality for local taxing  
28 authorities, local taxing districts, taxpayers, and consumers,  
29 consistent with the stated purposes of this chapter, the  
30 department of management shall transmit those recommendations  
31 to the general assembly.

32 DIVISION V

33 STUDY REPORT

34 Sec. 22. ADMINISTRATIVE APPEALS PROCESS FOR TAX MATTERS  
35 AND NEW TAX APPEAL BOARD — REPORT. The department of

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1 revenue, in consultation with the department of management  
2 and other interested stakeholders, shall study the  
3 independence, effectiveness, and fairness of the state's  
4 current administrative appeals processes for tax matters and  
5 shall make recommendations for changes, if necessary, and  
6 shall additionally study the desirability, practicality, and  
7 feasibility of replacing components of these processes with  
8 a new consolidated and independent administrative appeals  
9 board for tax matters within the executive branch to resolve  
10 disputes between the department of revenue and taxpayers. The  
11 department of revenue shall prepare and file a report detailing  
12 its findings and recommendations with the chairpersons and  
13 ranking members of the ways and means committees of the senate  
14 and the house of representatives and with the legislative  
15 services agency by January 8, 2014.

16 EXPLANATION

17 This bill relates to the policy administration of the  
18 tax and related laws of the department of revenue, including  
19 the administration of income taxes, sales and use taxes, the  
20 orderly wind-up and eventual repeal of the Iowa fund of funds  
21 program, a study report related to the current administrative  
22 appeals process for tax matters and the possible creation of  
23 a new tax appeal board.

24 DIVISION I — INCOME TAXES. The division amends the  
25 allocation of income provisions in Code sections 422.5 and  
26 422.8 to provide that an estate or trust with a situs in Iowa  
27 that is a shareholder in an S corporation is eligible to claim  
28 the S corporation apportionment credit.

29 The division amends the income tax return filing  
30 requirements for partnerships in Code section 422.15. Under  
31 current law, partnerships are required to file an Iowa return  
32 if they have a place of business in the state. The division  
33 provides that partnerships are required to file an Iowa return  
34 if they are doing business in the state, or are deriving income  
35 from sources within this state. "Income from sources within

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1 this state" means income from real, tangible, or intangible  
2 property located or having a situs in this state.

3 The division repeals the assistive device tax credit  
4 available for the corporate income tax in Code section 422.33  
5 and repeals the disaster recovery housing project tax credit  
6 for the individual and corporate income tax in Code sections  
7 16.211 and 16.212, and makes various conforming amendments to  
8 remove references to these credits throughout the Code.

9 The division takes effect upon enactment and the provisions  
10 amending Code sections 422.5, 422.8, and 422.15 apply  
11 retroactively to January 1, 2013, for tax years beginning on  
12 or after that date.

13 DIVISION II — SALES AND USE TAXES. The division amends Code  
14 section 421.16, which relates to the imposition of personal  
15 liability against officers of corporations or associations,  
16 members or managers of limited liability companies, or partners  
17 of partnerships, for certain taxes if the individual has  
18 control or supervision of or the authority for remitting the  
19 taxes and a substantial equitable interest in the ownership of  
20 the business. The division provides that personal liability  
21 can also be asserted against these individuals for repayment  
22 of a sales and use tax refund received by a business under Code  
23 section 15.331A, which repayment can occur when a business  
24 fails to meet its contractual obligations under the economic  
25 development authority's enterprise zone program or high quality  
26 jobs program.

27 The division makes several amendments to the sales tax  
28 exemption in Code section 423.3(47) for the purchase or rental  
29 of certain items used in processing by a manufacturer. First,  
30 the sales tax exemption is amended to include consumable  
31 supplies. "Consumable supplies" is defined as tangible  
32 personal property that is consumed or expended during the  
33 manufacture of other tangible personal property, and includes  
34 but is not limited to oils, greases, hydraulic fluids,  
35 coolants, and lubricants.

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1 Second, the sales tax exemption is amended to exclude  
2 machinery and equipment, including replacement parts, and  
3 materials used to self-construct those items, if such items  
4 are used at a location which is primarily used to conduct  
5 activities that immediately precede the sale of products  
6 directly to the final consumer. However, this exclusion does  
7 not apply to activities that are an integrated step in a  
8 larger manufacturing process. Third, the sales tax exemption  
9 adds the language of the definition of "manufacturer" in  
10 Code section 428.20, and strikes the reference to that Code  
11 section. The definition of "manufacturer" is further amended  
12 to exclude a business primarily engaged in providing personal  
13 or professional services or primarily engaged in the operation  
14 of a retail outlet, including but not limited to a grocery  
15 store, home improvement store, pharmacy, bakery, or restaurant.  
16 Finally, "replacement part" is defined for purposes of the  
17 sales tax exemption to mean tangible personal property that  
18 is not a consumable supply, not a jig, die, tool, or other  
19 device that is used in conjunction with machinery or equipment,  
20 and that is specially designed for use in manufacturing  
21 specific products and that may be used interchangeably and  
22 intermittently on a particular machine or piece of equipment,  
23 and which further meets the conditions of being property that  
24 replaces a separate component of a computer, machinery, or  
25 equipment, performs the same function as that component, and  
26 restores or improves the computer, machinery, or equipment.  
27 DIVISION III — IOWA FUND OF FUNDS. The division provides  
28 for an orderly wind-up and eventual repeal of the Iowa fund  
29 of funds program in accordance with the provisions of its  
30 organizational documents and with the terms of the fund  
31 documents. "Fund documents" is defined as all the agreements  
32 entered into prior to the effective date of the division  
33 between or among the state, the Iowa fund of funds, a fund  
34 allocation manager or similar manager, the Iowa capital  
35 investment corporation, the board, a creditor (as defined in

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1 the division), a designated investor, and a private seed or  
2 venture capital partnership, and includes other documents  
3 having the same force and effect between or among such parties  
4 as any of the foregoing may be amended, modified, restated, or  
5 replaced from time to time. The division creates a new Code  
6 section 15E.72 that will govern the wind-up and repeal.

7 The division prohibits a new Iowa fund of funds from being  
8 organized and prohibits any new investments from being made by  
9 the existing Iowa fund of funds in private seed and venture  
10 capital partnerships or entities except as required by the  
11 fund documents. The division prohibits a new investment by  
12 a designated investor in the Iowa fund of funds unless it is  
13 required by the fund documents or the director of revenue and  
14 attorney general determine such an investment is necessary to  
15 preserve fund assets, repay creditors, pay taxes, or otherwise  
16 effectuate an orderly wind-up of the program. The division  
17 prohibits the Iowa capital investment board from issuing,  
18 redeeming, or verifying a certificate or related tax credit  
19 unless the board is required to do so under the terms of the  
20 fund documents, unless it is deemed necessary by the director  
21 of revenue and the attorney general in order to arrange new  
22 financing with a creditor, or unless it is deemed necessary by  
23 the director of revenue and the attorney general to preserve  
24 fund assets, repay creditors, or otherwise effectuate an  
25 orderly wind-up of the program.

26 The division prohibits the Iowa capital investment  
27 corporation from soliciting, selecting, terminating, or  
28 changing a fund allocation manager or similar manager. All  
29 decisions pertaining to relationships with a fund allocation  
30 manager will now be made by the director of revenue with the  
31 approval of the attorney general.

32 The division prohibits a certificate and related tax credit  
33 from being pledged as security for a loan unless such a pledge  
34 is required by the fund documents or unless the director of  
35 revenue and the attorney general authorize such a pledge to be

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1 made because it is necessary to arrange new financing terms  
2 with a creditor or repay creditors for moneys loaned to a  
3 designated investor.

4 The division prohibits the Iowa capital investment  
5 corporation from making rural and small business loan  
6 guarantees or from otherwise administering a program to provide  
7 such loan guarantees or related credit enhancements on loans to  
8 rural and small business borrowers.

9 The division amends the purposes of the Iowa capital  
10 investment corporation to provide that its purpose shall be  
11 to comply with its obligations under the fund documents and  
12 to assist the Iowa capital investment board, the director of  
13 revenue, and the attorney general in effectuating an orderly  
14 wind-up of the Iowa fund of funds and in doing so shall comply  
15 with all reasonable requests of these entities or the auditor  
16 of state.

17 The division prohibits the Iowa capital investment  
18 corporation from depositing returns in excess of those payable  
19 to designated investors in a revolving fund and instead  
20 mandates that those amounts be deposited in the general fund of  
21 the state. This requirement shall not be construed to impair  
22 the terms of the fund documents.

23 The division provides that new Code section 15E.72 is not  
24 intended to and shall not limit, modify, or otherwise adversely  
25 affect the fund documents, including certificates and related  
26 tax credits issued before the effective date of the division.

27 Finally, the division provides that the Iowa fund of funds is  
28 repealed upon the earlier of December 31, 2027, or the date all  
29 fund documents expire.

30 The division takes effect upon enactment.

31 DIVISION IV — REPLACEMENT TAXES. The division extends  
32 through January 1, 2016, the replacement tax task force which  
33 expired on January 1, 2013.

34 DIVISION V — STUDY REPORT. The division establishes a  
35 report to be prepared and filed by the department of revenue.



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1 The department of revenue, in consultation with the department  
2 of management and other interested stakeholders, shall study  
3 the current administrative appeals processes for tax matters  
4 and make recommendations for changes if necessary, and also  
5 study the possibility of creating a new consolidated tax  
6 appeal board. The report detailing any recommended changes  
7 or findings shall be filed with the chairperson and ranking  
8 members of the ways and means committees of the senate and the  
9 house of representatives and with the legislative services  
10 agency by January 8, 2014.